



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वाग प्रकाशित

[खण्ड 25]

शिमला, शनिवार, 12 फरवरी, 1977/23 माघ, 1898

[संख्या 7

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12 फरवरी, 1977/23 माघ, 1898 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'आसाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईः—

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 3-20/74-Elec., dated 3rd February, 1977.	Election Department	Republication of Election Commission of India's Notification No. 434/H/77 and No. 434/HP/77 (1) both dated 29th January, 1977 together with Hindi version.
No. 6-4/72-E&T. Sectt., dated 2nd February 1977.	Excise and Taxation Department	Exemption from the payment of entertainment duty on cultural programme organised by the Secretary, Cultural Committee, Rampur Bushahr.
No. 36-30/74-Panch, dated 31st January, 1977.	Panchayati Raj Vibhag	Certain amendments/corrections in this Department notification No. 36-30/74-Panch, dated the 31st January, 1977.
No. SEV/LA-NPR-23/75-WSII/510-13, dated 1st February, 1977.	Public Works Department	Acquisition of land for the Construction of Nurpur-Talwara road.
No. Home. (A)-F (13)-16/76, dated 3rd February, 1977.	Home Department	Corrigendum to the notification of even number, dated 29th January, 1977.
No. Home. (A)-F(13)-5/76, dated 5th January, 1977.	-do-	Acquiring land for the purpose of Defence at Dalhousie in Chamba district.
No. 5-5/71-GAD (CC), dated 8th February, 1977.	General Administration Department.	Allocation of portfolios between the Chief Minister and Cabinet Minister.
No. PER (A-I)-B(6)-1/77, dated 5th February, 1977.	Personnel Department	Republishing Election Commission of India's notification No. 154-HP/77, dated 21st January 1977.
No. 3-12/75-Elec., dated 10th February, 1977.	Election Department	Republishing Government of India, Ministry of Law, Justice and Company Affairs (Legislative Department) notification No. F. 13(1)/77-Leg. II, dated the 10th February, 1977.
No. 3-12/75-Elec., dated 10th February, 1977.	-do-	Republishing Election Commission of India's notification No. 464/77, dated 10th February, 1977 together with Hindi version.
-do-	-do-	Republishing Election Commission of India's notification No. 464/77(1), dated 10th February, 1977 together with its Hindi version.

**भाग 1—वंधानिक नियमों को छोड़ कर हिमाचल प्रदेश के राज्यपाल और हिमाचल प्रदेश हाई कोर्ट द्वारा
अधिसूचनाएं इत्यादि**

हिमाचल प्रदेश सरकार

**PERSONNEL (A-I) DEPARTMENT
NOTIFICATIONS**

Simla-171002, the 28th December, 1976

No. Per(A-I)-A(2)-5/76.—The Governor, Himachal Pradesh, is pleased to declare the ex-cadre post of Financial Commissioner (Revenue) at Rs. 3,000 fixed per month created vide this Government letter of even number, dated, as equivalent in status and responsibilities to post of Financial Commissioner, Himachal Pradesh which is included in the schedule of the Indian Administrative Service (Fixation of Cadre Strength) Regulations, 1955, as required under rule 9 of the I.A.S. (Pay) Rules, 1954.

ANANG PAL,
Secretary.

Simla-171002, the 20th January, 1977

No. 3-6/71-DP-Apptt.—The Governor, Himachal Pradesh is pleased to accord sanction to the grant of 45 days' earned leave with effect from 15th January, 1977 to 28th February, 1977 in favour of Shri A. K. Mohapatra, I.A.S., Deputy Commissioner, Kulu, subject to verification of title to leave by the Accountant General, Himachal Pradesh.

2. Certified that Shri A. K. Mohapatra is likely to return to duty to the same station from where he proceeds on earned leave.

3. The Governor, Himachal Pradesh is further pleased to allow Shri A. K. Mohapatra to avail of leave travel concession during the block years, 1976-77.

4. The Governor, Himachal Pradesh, is further pleased to order that the charge of the post of Deputy Commissioner, Kulu shall be held by Shri Jiwanand Jiwan, Sub-Divisional Magistrate, Kulu additionally during the period of leave of Shri A. K. Mohapatra.

Simla-171002, the 20th January, 1977

No. 1-1012/57-Apptt (Vol.II).—In partial modification of this Department Notification of even number dated the 17th December, 1976 regarding granting 44 days earned leave in respect of Shri Sohan Singh, Director Land Records, Himachal Pradesh with effect from 3-1-1977, the Governor, Himachal Pradesh is pleased to order that Shri P. B. Sharma H.P.A.S., Deputy Director of Land Records, Himachal Pradesh shall also hold the charge of the post of Director of Land Records and Consolidation of Holdings, Himachal Pradesh in addition to his own duties with effect from 31-12-1976 (A.N.) during the leave period of Shri Sohan Singh.

L. HMINGLIANA TOCHHAWNG,
Chief Secretary.

**AGRICULTURE DEPARTMENT
NOTIFICATION**

Simla-2, the 15th January, 1977

No. B(2)-25/76.—The Governor, Himachal Pradesh is pleased to appoint Shri Y. P. Gupta, Chemist, Ghee Grading Centre, Chamba to officiate on temporary basis, as Analytical Chemist in the pay scale of Rs. 350-900 (Class II Gazetted) with headquarter at Sundernagar for

a period of six months or till the post is filled in on regular basis, whichever be earlier.

2. This appointment shall not confer any right on Shri Gupta with regard to his appointment to the post of seniority in the grade.

ANANG PAL,
Secretary.

**ANIMAL HUSBANDRY DEPARTMENT
NOTIFICATION**

Simla-171002, the 18th January, 1977

No. Ahy-C(17)-1/76-(Sectt.).—The Governor, Himachal Pradesh, is pleased to delegate to the various Deputy Directors of Animal Husbandry/Project Officer, I.C.D.P. Ghanahatti/Senior Research Officers, Sheep Farms/Deputy Director (Dairy) and General Manager, Milk Supply Scheme, functioning as Controlling Officers in the districts, the power to grant earned leave to the extent of 30 days in favour of the Gazetted (Class-II) Officers of the Animal Husbandry Department within their respective jurisdiction where no substitute is required.

S. M. VERMA,
Under Secretary.

**EDUCATION DEPARTMENT
NOTIFICATION**

Simla-171002, the 20th January, 1977

No. 1-584/74.Sectt. Edu.A.—The Governor, Himachal Pradesh is pleased to constitute a Committee to examine the issue of rationalisation of Sanskrit Institutions in Himachal Pradesh. The constitution of the Committee shall be as under:—

- 1. Minister of State for Education ... Chairman
- 2. Vice-Chancellor, Himachal Pradesh University ... Member
- 3. Secretary (Higher Education), Himachal Pradesh Government, Simla-171002. ... Member
- 4. Secretary (Education, H.P. Government, Simla-171002) ... Member
- 5. Director of Education, Himachal Pradesh, Simla ... Member-Secretary.

Non-official Members

- 1. Shri Dalip Singh M.L.A.
- 2. Shri Sant Ram, M.L.A.
- 3. Smt. Padma, M.L.A.

2. The Committee shall submit its report to the Government within a period of 6 months.

3. T.A. and D.A. in respect of official members will be drawn by the members from their respective Departments whereas the T.A. and D.A. in respect of Non-Official Members will be governed as per instructions contained in Annexure attached herewith.

4. This issues with the concurrence of Finance Department vide their U.O. No. 3287-Fin(C)B(15)8/76, dated 20-12-1976.

ANNEXURE

(1) TRAVELLING ALLOWANCE:

(i) JOURNEY BY RAIL:

(a) *Member of Parliament.*—A Member of Parliament serving on the Committee will utilise the free first class fare issued to him as member of Parliament in respect of all journeys undertaken by him on the business of the Committee. He will not travel by air conditioned accommodation at Government expense. If such a member travels by air conditioned coach, he will pay the difference between the fare for the air conditioned and first class accommodation from his own pocket.

(b) *Members other than Members of Parliament.*—They will be treated at par with Government servants of the first grade, and will be entitled to actual rail fare of the class of accommodation actually used but not exceeding the fare in which the Government servants of the First grade are normally entitled i.e. accommodation of the highest class by whatever name it may be called provided on the railway by which the journey is performed.

(ii) *JOURNEY BY ROAD.*—They will be entitled to actual fare for travelling by taking a single seat in a public bus, and if the journey is performed by motor cycle/scooters, mileage allowance at 20 paise per km., and if the journey is performed by engaging full taxi/own car, the Members will be entitled to mileage allowance at 60 paise per K.M. (which rates are inclusive of the elements of 33-1/2 per cent increase for Himachal Pradesh).

(iii) In addition to the actual fare or mileage as per item (i) and (ii) above, a member shall draw daily allowance for the entire absence from his permanent place of residence starting with departure from that place and ending with arrival at that place, at the same rate and subject to the same terms and conditions as apply to grade I Officers of the State Government.

(2) DAILY ALLOWANCE:

(i) Non-official members be entitled to draw daily allowance for each day of the meeting at the highest rate as admissible to a Government servant of the First Grade for the respective locality.

(ii) In addition to daily allowance for the day(s) of the meeting, a Member shall also be entitled to daily allowance for halt on tour at out station in connection with the affairs of the committee as under:—

(a) If the absence from headquarters does not exceed 6 hours ..	30%
(b) If the absence from Headquarters exceeds 6 hours but does not exceed 12 hours ..	50%
(c) If the absence from headquarters exceeds 12 hours ..	Full

(3) CONVEYANCE ALLOWANCE:

A member, resident at a place where the meeting of the Committee is held will not be entitled to travelling and daily allowances on the scales indicated above, but will be allowed only the actual cost of conveyance hire, subject to a maximum of Rs. 10.00 per day. Before, the claim is actually paid the controlling officer should verify the claims and satisfy himself after obtaining such details as may be considered necessary, that the actual expenditure was not less than the amount claimed.

If such a member used his own car, he will be granted mileage allowance at the rates admissible to

officials of the First Grade subject to a maximum of Rs. 10.00 per day.

4. The travelling and daily allowances will be admissible to a member on production of a certificate by him to the effect that he has not drawn any travelling or daily allowance for the same journey and halts from any other Government source.

5. The members will be eligible for travelling allowance for the journeys actually performed in connection with the meetings of the Committee from and to the place of their permanent residence to be named in advance. If any member performs a journey from a place other than the place of his permanent residence to attend a meeting of the Committee or returns to the place other than the place of his permanent residence after the termination of the meeting, travelling allowance shall be worked out on the basis of the distance actually travelled or the distance between the place of permanent residence and the venue of the meeting whichever is less.

6. MEMBERS OF PARLIAMENT:

The member of Parliament on the Committee in respect of journeys performed by him by rail, road, air and steamer in connection with the work of committee, shall be entitled to T.A./D.A. on the same scale as is admissible to him under Salaries and Allowances of Members of Parliament Act as amended from time to time.

7. MEMBERS OF VIDHAN SABHA:

The non-official members who are members of the Vidhan Sabha shall be entitled to T.A./D.A. in respect of journeys performed in connection with the work of the committee on the scale as is admissible to them under Salaries and Allowances of Members of Legislative Assembly Act as amended from time to time.

8. The members will not be entitled to daily allowance in connection with their assignment, when the Vidhan Sabha or the Vidhan Sabha Committee on which the members are serving is in session as they will be drawing their daily allowance under the Salaries and Allowances of Members of the Legislative Assembly (H.P.) Act, 1971, from the Vidhan Sabha. However, if they certify, that they were prevented from attending the Session of the House or the Vidhan Sabha Committee and did not draw any daily allowance from the Vidhan Sabha, they would be entitled to daily allowance at the rate as prescribed.

9. The provisions of rule 4.17 and 6.1 of the Himachal Pradesh Treasury Rules will apply *mutatis mutandis* in the case of overpayment made on account of Travelling Allowance to non-official members.

10. The member will also not draw T.A. and D.A. including conveyance allowance which will disqualify them from the Vidhan Sabha.

11. The Director of Education will be the controlling officer in respect of T.A. and the bills will be prepared by the Directorate of Education.

12. The expenditure will be debitible to head "277-Education-H-General-H(a) Direction and Administration H(a)(i) other Allowances".

**FOREST FARMING AND ENVIRONMENTAL
CONSERVATION DEPARTMENT**

NOTIFICATIONS

Simla-2, the 17th January, 1977

No. Fts. (A)7-14/76.—Whereas it is considered necessary that portion of the forests specified in the schedule hereto appended shall be closed for a period of 15 years, and that the rights of the private persons over such portions shall be suspended during such period for the purpose of regeneration and artificial restocking and whereas the remainder of such forests are sufficient and are in a locality reasonably convenient for the exercise of the rights suspended in the portion so closed.

Now, therefore, in exercise of the powers conferred by section 30 of the Indian Forest Act, XVI of 1927, as applied to Himachal Pradesh, the Governor of Himachal Pradesh, is pleased to declare that the portion of forests mentioned in the schedule appended to the notification shall be closed for a period of 15 years from the date of issue of the notification and that the rights of private persons over such portions shall remain suspended during the period of closure and he is further pleased to prohibit from the date of this notification:—

- (i) the quarrying and removal of stones;
- (ii) the burning of lime and charcoal;
- (iii) the breaking up or clearing for cultivation, for buildings, for herding cattle or for any other purposes;
- (iv) grazing by all kinds of animals throughout the period of closure;
- (v) lopping and cutting of trees and bushes throughout the period of closure;
- (vi) cutting of grass;
- (vii) the collection of or subjection to any manufacturing process or removal of any forest produce in or over or from the portion so closed.

Note.—Grass cutting may be permitted free to right holders on permit on such terms and conditions as may be made and imposed by the Divisional Forest Officer, Soil Conservation Division, Dharamsala in consultation with the Gram Panchayat concerned. The habitual offenders may not be allowed grass cutting.

SCHEDULE

District: KANGRA

Tehsil: KANGRA

Tika	Mauza	Description of	Area closed	Total
		Kh. No.	in Hacs.	area of
				forest
Kanol	Khawa	594/526, 528, 531, 15 years 532, 533, 536 to 540, 541, 548, & 550.	22 Hacs.	93.60
Malana	Khawa	107/4, 145, 146, 15 years 148, 149 & 150.	14 Hacs.	74.80

N.B. (i) Planting over area of 6 Hacs in respect of voluntary closure case at serial No. 1 has been done during 1975 planting season.
(ii) In case of voluntary closure at serial No. 2 the entire area of 14 Hacs, has been planted with Chil during 1975.

By order,
R. C. GUPTA,
Secretary.

Simla-171002, the 19th January, 1977

No. Fts. (F)8-4/76.—The Governor, Himachal Pradesh, is pleased to constitute the Technical Committee as under:—

1. The Chief Conservator of Forest(S) Himachal Pradesh, Simla-171001 .. *Chairman*
2. The Chief Conservator of Forests (N.) Himachal Pradesh, Simla-171001 .. *Member*
3. The Director of Animal Husbandry, Himachal Pradesh, Simla .. *Member*
4. The Professor of Forestry in the H. P. University, Simla-171005 .. *Member*
5. The Conservator of Forests (Dev.) Office of the Chief Conservator of Forests, Himachal Pradesh Simla .. *Member Secretary*.

2. The functions of the Technical Committee will be to scrutinise the research projects received from the Himachal Pradesh University and the State Government and to recommend about the projects of research to be allotted to the Himachal Pradesh University.

R. C. GUPTA,
Secretary.

HEALTH AND FAMILY PLANNING

DEPARTMENT

NOTIFICATIONS

Simla-171002, the 20th January, 1977

No. HFP(B)3-114/76.—On the recommendations of the Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint under Rule 10 of the Recruitment and Promotion Rules of Statistician Shri Lal Chand Sharma, as Statistician (Gazetted Class II) in the scale of Rs. 350-25-500-30-590/30-800 with effect from the forenoon of the 29th November, 1976. He will be on probation for a period of two years.

By order,
S. K. ALOK,
Secretary.

Simla-171002, the 20th January, 1977

No. HFP(B)3-134/76.—The Governor, Himachal Pradesh is pleased to appoint Dr. Jai Dev Singh Retola as Himachal Pradesh Health Services General Duty Officer Grade-II in the scale of Rs. 400-30-700/40-1100 on *ad hoc* basis for a period of six months from 6-8-1976 (F.N.) or till the post is filled up as regular basis, whichever is earlier.

V. BHAGAT,
Deputy Secretary.

Simla-171002, the 21st January, 1977

No. HFP(B)3-135/76.—On the recommendation of the Himachal Pradesh Public Service Commission, the Governor, Himachal Pradesh is pleased to appoint under Rule 9 of the Health Services Rules, 1974, Dr. (Miss) Suman Sharma as Himachal Pradesh Services General Duty Grade-II Officer in the scale of Rs. 400-30-700-EB-40-1100, with effect from the 25th October, 1976 (F.N.). She will be on probation for a period of two years.

By order,
S. K. ALOK,
Secretary.

Simla-171002, the 21st January, 1977

No. HFP(B)3-42/76.—The Governor, Himachal Pradesh is pleased to appoint Dr. Hari Chand Gupta as Himachal Pradesh Health Services General Duty Officer Grade-II in the scale of Rs. 400-30-700/40-1100 on ad hoc basis for the period from 29-7-1976 to 25-8-1976.

Simla-171002, the 21st January, 1977

No. HFP(B)3-105/76.—The Governor, Himachal Pradesh, is pleased to appoint Dr. (Miss) Shashi Datta as Himachal Pradesh Health Services General Duty Officer, Grade-II in the scale of Rs. 400-30-700/40-1100 on ad hoc basis for the period from 14-8-1976 to 25-8-1976.

V. BHAGAT,
Deputy Secretary.

UDYOG VIBHAG NOTIFICATION

Simla-171002, the 19th January, 1977

No. 2-119-69-SI (Committee).—The Governor of Himachal Pradesh is pleased to reconstitute the State Level Advisory-cum-Project Implementation Committee for the Rural Industrial Projects in Himachal Pradesh consisting of the following:—

1. Minister of Industries	Chairman
2. Minister of State for Industries	Vice-Chairman
3. Shri B. D. Lakhpal, M.L.A.	Member
4. Shri Vikram Singh Katoch, M.L.A.	Member
5. Shri D. R. Chauhan, M.L.A.	Member
6. Shri Jai Bhari Lal Khachi, M.L.A.	Member
7. Shri Onkar Chand Sharma, M.L.A.	Member
8. Shri Amrit Singh Rathore, M.L.A.	Member
9. Shri Krishan Dutt, M.L.A.	Member
10. Shri Ramesh Chand Verma, M.L.A.	Member
11. Shri Ram Singh, M.L.A.	Member
12. Secretary (Industries) to the Government of Himachal Pradesh	Member
13. Secretary (Finance) to the Government of Himachal Pradesh	Member
14. Secretary (Agriculture) to the Government of Himachal Pradesh	Member
15. Secretary (Forests) to the Government of Himachal Pradesh	Member
16. Shri M.D. Dalal, Deputy Secretary Planning and Staff, State Bank of India, New Delhi	Member
17. Technical Member, H. P. State Electricity Board	Member
18. The Managing Director, Himachal Pradesh State Small Industries and Export Corporation, Ltd., Simla	Member
19. The Managing Director, Himachal Pradesh Financial Corporation, Simla	Member
20. The Chairman H.P. Khadi and Village Industries Board, Simla	Member
21. The Regional Manager, State Bank of India, New Delhi	Member
22. The Regional Manager, Himachal Region, Punjab National Bank, Shahnaz near Clerks' Hotel, The Mall, Simla	Member
23. The Regional Manager, III State Bank of Patiala, The Mall, Patiala	Member
24. The Director, R.I.P., Office of the Development Commissioner, New Delhi	Member

25. The Director of Industries, Himachal Pradesh, Simla .. Member-Secretary.

2. Project Officer (Industries) and Project Executive Officer R.I.P., will attend to the work of the meetings of the Committee.

3. The Committee is re-constituted for a period of one year from the date of issue of this notification and the terms and conditions of the Committee shall remain the same as has been notified *vide* this Department notification of even number, dated 24-5-1973.

By order,
R. C. GUPTA,
Commissioner-cum-Secretary.

Copy of Notification No.2-119/69-SI(Committee), dated the 24-5-1973 from Shri P.K. Mattoo, Secretary (Industries) to the Government of Himachal Pradesh addressed to the Finance (Expenditure Control-I) Department and others.

In supersession of Government of Himachal Pradesh notification No.14-1/64-Ind., II, dated the 6th February, 1969 and notification of even number, dated the 30th May, 1969, the Governor, Himachal Pradesh is pleased to reconstitute the State Level Advisory-cum-Project Implementation Committee for the Rural Industrial Projects in Himachal Pradesh consisting of the following:—

1. Minister for Industry	Chairman
2. Shri B.D. Lakhpal, M.L.A.	Member
3. Shri Vikram Singh, Katoch	Member
4. Shri K. R. Chauhan, M.L.A.	Member
5. Shri Jai Bhari Lal Khachi, M.L.A.	Member
6. Shri Onkar Chand Sharma, M.L.A.	Member
7. Secretary Industries	Member
8. Secretary Agriculture	Member
9. Secretary Finance	Member
10. Secretary Forests	Member
11. Shri J. P. Kundra, Chief Development Officer, State Bank of India	Member
12. Director of Industries	Member-Secretary.

2. Project Officers (Industries) and Project Executive Officer, R.I.P., will remain in attendance during the meetings.

3. The terms of reference of the Committee will be as under:—

- (i) to advise the Government on the problems of Policy and Planning relating to the development of Rural Industries in the Projects,
- (ii) Selection of Industries on the basis of survey report of the project area,
- (iii) to co-ordinate the activities of other concerned departments of the Government in order to achieve this objectives as defined above,
- (iv) fixation of targets,
- (v) to advise ways and means for the speedy implementation of the programme,
- (vi) to advise the Government in achieving full co-ordination and collaboration in the activities of various other agencies including All India Boards and Commission engaged in the rural uplift of the programme of the Project areas, and
- (vii) to review the progress.

3. The Committee shall meet at least once in six months or at such intervals as the Chairman may deem necessary.

4. For attending meeting of the Committee, the non-official member invited to attend the meetings of the aforesaid Committee as a special invitee would be entitled to travelling allowance and daily allowance as under:—

(a) TRAVELLING ALLOWANCE:

(i) *Journey by rail.*—He will be treated at par with Government servants of the First Grade and will be entitled to a single fare of the Class of the accommodation actually used but not exceeding the fare to which the Government Servants of the First Grade are normally entitled, i.e., accommodation of the highest class by whatever name it may be called provided on the railway by which the journey is performed excluding air conditioned plus an allowance for incidental expenses *vide* S.R. 36 restricted to one daily allowance at ordinary rate given under S.R. 51 for every twenty four hours of the railway journey or part thereof.

(ii) *Journey by road.*—In respect of journeys by road between places not connected by rail, a member will be entitled to road mileage admissible to an officer of the First Grade under the rules and at the rates as applicable to the employees of the Government of Himachal Pradesh.

In case where journey between two places connected by rail is performed by road, rail being the ordinary mode of travelling the road mileage will be regulated as under:—

- (1) when a journey is performed by taking a single seat in a public conveyance he will be entitled to actual fair paid for a seat in the public conveyance plus incidentals admissible as for journey by rail or the lower rate of road mileage limited to rail mileage, whichever is less.
- (2) When the journey is performed otherwise, the higher rate or road mileage, but limited to rail mileage will apply.

Note.—Official members, who are also members of the Vidhan Sabha will be entitled to mileage at the same rate and on the same condition as are applicable to them as Members, Vidhan Sabha to attend the Session.

(b) DAILY ALLOWANCE:

(i) The non-official members other than a member of Vidhan Sabha will be entitled to daily allowance for each day of the meeting at the highest rate admissible to a Government servant of the First Grade for the respective locality.

(ii) The non-official member, who is also a member of the Vidhan Sabha, will be entitled a daily allowance for each day of the meeting at the same rate and on the same conditions as are applicable to them as Member Vidhan Sabha to attend.

(iii) In addition to the daily allowance for the day(s) of the meeting, a member shall also be entitled to daily allowance for halt on tour at an outstation in connection with the affairs of the Committee as under:—

(i) *Halt up to six hours.*—Nil.

(ii) *Halt exceeding 6 hours.*—Half daily allowance.

(iii) *Halt exceeding 12 hours but not exceeding 24 hours.*—Full daily allowance.

(iv) *Halt exceeding twenty four hours.*—One daily allowance for every 24 hours of halt or fraction of

24 hours at the end of halt daily allowance will be calculated as indicated above.

(iv) Daily allowance will be subject to the usual condition laid down in Supplementary Rules 73 as amended from time to time.

(c) CONVEYANCE ALLOWANCE:

A non-official member resident at a place where the meeting of the Committee is held will not be entitled to travelling and daily allowance on the scales indicated above, but will be allowed only the actual cost of conveyance hire subject to the maximum of Rs. 15.00 per day. Before the claim is actually paid the Controlling Officer shall verify the claim and satisfy himself after obtaining such details as may be considered necessary, that the actual expenditure was not less than the amount claimed. In cases, he is not satisfied with the details, he may, at his discretion, limit the conveyance allowance to road mileage.

If such a member uses his own car, he will be granted mileage allowance at the rates admissible to officials of the First Grade subject to a maximum of Rs. 15.00 per day.

(d) The travelling and daily allowances will be admissible to a member on production of a certificate by him to the effect that he has not drawn any travelling or daily allowance for the same journey and halts from any other Government source.

(e) The non-official members will be eligible for travelling allowance for the journeys actually performed in connection with the meetings of the Committee from and to the place of their permanent residence to be named in advance. If any member performs a journey from a place other than the place of his permanent residence to attend a meeting of the Committee or returns to a place other than the place of his permanent residence after the termination of the meeting travelling allowance, shall be worked out on the basis of the distance actually travelled or the distance between the place of permanent residence and the venue of the meeting, whichever is less.

(f) The non-official member, who is Members of Vidhan Sabha will not be entitled to daily allowance in connection with his assignment when the Vidhan Sabha or Vidhan Sabha Committee on which he is serving is in session, as he will be drawing his daily allowance under the Salaries and Allowances of Members of the Legislative Assembly (H.P.) Act, 1971, from the Vidhan Sabha. However, if he certifies that he was prevented from attending the session of the House or the Vidhan Sabha Committee and did not draw any daily allowance from the Vidhan Sabha, he would be entitled to daily allowance at the rate as admissible to him as M.L.A..

(g) The provisions of rule 4.17 of the H.P. Treasury Rules will apply *mutatis mutandis* in the case of over-payment made on account of travelling allowance to non-official members of the Committee.

(h) The non-official member who is a member of Vidhan Sabha will also not draw Travelling Allowance and the Daily Allowance including Conveyance Allowance which will disqualify him from the Vidhan Sabha.

5. The Director of Industries will be the Controlling Officer in regard to the countersigning of the travelling allowance bills of the non-official members and the travelling allowance bills will be scrutinised and prepared in the office of the Director of Industries, Himachal Pradesh.

6. The expenditure will be debitible to head "35—Industries-B-Cottage Small Scale Industries-B-23-Rural Industries Projects-B-23(3) Allowances (Plan).

7. This issues with the concurrence of the Finance Department obtained *vide* their U.O.No.1634, dated 3-10-1972.

By order,
P. K. MATTOO,
Secretary.

MULTIPURPOSE PROJECTS AND POWER DEPARTMENT

NOTIFICATION

Simla-171002, the 19th January, 1977

No. MPP-F(5)-38/76.—Whereas it appears to the Governor, Himachal Pradesh that the land is likely to be required by the Himachal Pradesh State Electricity Board a company within the meaning of S-3(e) of the Land Acquisition Act, 1894 on its own expenses for a public purpose, namely for construction of Store Shed, it is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

2. This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

3. In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey the land in the locality and do all acts required or permitted by that section.

4. Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector, Land Acquisition, Himachal Pradesh State Electricity Board, Stokes Place, Simla-171002.

SPECIFICATION

District: BILASPUR

Tehsil: SADAR

Village	Khasra No.	Area Big. Bis.
BARMANA	30/1 39/1	1 17 0 1
TOTAL	..	1 18

By order,
H. S. DUBEY,
Secretary.

PLANNING DEPARTMENT

NOTIFICATION

Simla-171002, the 19th January, 1977

No. F. 3-62/76-Admn.—The Governor, Himachal Pradesh is pleased to constitute a State Level Co-ordination Committee consisting of the following:—

1. The Commissioner for Tribal Development and Secretary, Planning .. Chairman
2. The Deputy Secretary Planning .. Member
3. The Director of Welfare, Himachal Pradesh .. Member

4. The Director of Economics and Statistics .. Member
5. The Senior Research Officer, State Planning Machinery .. Member-Secretary.

Objectives and functions:

Providing of over all guidance for conducting the Bench Mark Survey in the Tribal Areas of Himachal Pradesh.

By order,
Sd/-

Commissioner for T.D.
and Secretary Planning.

PUBLIC WORKS DEPARTMENT

"A SECTION"

NOTIFICATION

Simla-171002, the 21st January, 1977

No. PBW-I-B 12)-I/76.—The Governor, Himachal Pradesh, is pleased to place the services of Shri Udhishtha Raj Sharma, Assistant Engineer in H.P. P.W.D., presently posted at Rohru Sub-Division No. I, Theog Division, H.P. P.W.D., at the disposal of Cement Corporation of India Ltd., on deputation (Foreign Services) for appointment to the post of Assistant Engineer with immediate effect.

Necessary orders with regard to his deputation terms of foreign service to the above Corporation will be issued separately in due course.

B. C. NEGI,
Commissioner-cum-Secretary.

TRANSPORT DEPARTMENT

NOTIFICATION

Simla-171002, the 13th January, 1977

No. 2-9/73-TPT.—The Governor, Himachal Pradesh is pleased to order with immediate effect, the amalgamation of the staff of the two offices under the Commissioner, Transport and the Secretary, State Transport Authority/Regional Transport Officers, into a joint cadre with the Commissioner Transport acting as Head of the Department for the combined cadre.

2. The seniority of each category of staff will be fixed in order of the date of appointment in that category without disturbing the *inter-se* seniority in the respective offices.

3. The Service Rules of the combined cadre will be notified separately.

By order,
B. C. NEGI,
Secretary.

**भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के प्रब्लेमों और ज़िला मैजिस्ट्रेटों द्वारा प्रबिलूचनाएं
इत्यादि**

**OFFICE OF THE DISTRICT MAGISTRATE
SIRMUR DISTRICT, NAHAN, H. P.**

Nahan, the 29th November, 1976

No CS-61/62-IV-5903-46.—In supersession of all previous notifications and in exercise of the powers conferred upon me under clause 3 of Kerosene Oil (Fixation of Ceiling Price) Order, 1970, I, D. P. Singh, I.A.S. District Magistrate, Sirmur district, Nahan do hereby fix the wholesale and retail sale rate of superior kerosene oil as given below with immediate effect:—

Sr. No.	Name of place	Wholesale rates exclusive octroi & H. P. Sales Tax.	Wholesale rate exclu- sive H. P. sales tax	Retail rate per litre inclusive all taxes	
				At petrol pump	Retail shops at Nahan.
1.	Nahan	Rs. 131.36 per hun- dred litres.	Rs. 133.36 per hun- dred, litres.	Rs. 1.47 per-litre	Rs. 1.50 per-litre

2. The kerosene oil dealers beyond the place mentioned above shall add actual transportation charges from above specified point to their shop/depots to arrive at the sale rate to be approved by the Tehsildar concerned plus retailers commission @4 paise per litre.
3. Kerosene oil will not be stored at any premises other than the place of business.
4. Every dealer shall prominently display the price of kerosene oil at or near the entrance of the place of sale.
5. Any dealer selling or attempting to sell kerosene oil at the rate higher than the specified prices shall be punishable under section 7 of the Essential Commodities Act, 1955.

D. P. SINGH,

District Magistrate,

5-6/73-Ind. (Glg.)

INDUSTRIES DEPARTMENT

(GEOLOGICAL WING)

AUCTION NOTICE

Simla-171002, the 6th January, 1977

No. 5-6/73-Ind. Glg.-II.—It is notified for the information of the general public that minor minerals/ slate quarries of Una and Chamba districts will be sold by Public Auction in the following offices:—

<i>Name of Office</i>	<i>Date and time</i>
1. Office of the District Industries Officer, Una district, Una, H. P. Sr. No. 1 to 53.	18-2-1977 at 11.00 A.M.
2. Office of the Mining Officer, Chamba (Old Rang Mahal), H. P. Sr. No. 54 only.	21-2-1977 at 11.00 A.M.

Sr. No.	Name of the Quarry 1	Name of Block or Tehsil/Village 2	Minor mineral 4	Period 5
	<i>District Una,</i>	<i>Una Block:</i>		
1.	Kungrat quarry	Revenue estate of Village Kungrat	Sand, Bajari and Boulders.	1 year
2.	Ajnauli quarry	Village Ajnauli and Kotla Khurd	-do-	-do-
3.	Baliwal quarry	Village Baliwal and Pora	-do-	-do-
4.	Haroli quarry	Village Haroli	-do-	-do-
5.	Samoor quarry	Village Samoor Kallan and Dangera	-do-	-do-
6.	Nangan Khurd quarry	Village Nangan Khurd	-do-	-do-
7.	Nangal Watkallan	Village Nangal Watkallan	-do-	-do-
8.	Dulehar quarry	Village Dulehar	-do-	-do-
9.	Tabba quarry	Village Chattara, Tabba, Barsara and Bharolian Kallan.	-do-	-do-
10.	Fatehwal quarry	Village Behdala, Fatehwal and Banjarkh.	-do-	-do-
11.	Beaten quarry	Village Beatan	-do-	-do-
12.	Singan quarry	Gondpur terf Jaichand Bulla and Singan.	-do-	-do-
13.	Baruhi quarry	Village Baruhi	-do-	-do-
14.	Bhadarkali quarry	<i>Bangana Block</i> Bhadarkali	-do-	-do-
15.	Abbepur quarry	<i>Gagret Block</i> Abbepur	-do-	-do-
16.	Fatehpur quarry	Fatehpur	-do-	-do-
17.	Barahampur quarry	Barahampur	-do-	-do-
18.	Chalet quarry	Chalet	-do-	-do-
19.	Mawa Kaholan	Mawa Kaholan	-do-	-do-
20.	Amboa quarry	Amboa	-do-	-do-
21.	Nangal Jarialan quarry	Nangal Jarialan	-do-	-do-
22.	Ghanari quarry	Ghanari	-do-	-do-
23.	Deoli quarry	Deoli	-do-	-do-
24.	Singnai quarry	Singnai	-do-	-do-
25.	Gagret quarry	Gagret	-do-	-do-
26.	Abota (including swan)	Ambota	-do-	-do-
27.	Guglehar quarry	Guglehar	-do-	-do-
28.	Nangoli quarry	Nangoli	-do-	-do-
29.	Panjawar quarry	Panjawar	-do-	-do-
30.	Khad quarry	Revenue Estate of Village Khad	-do-	-do-
31.	Pandoga quarry	Pondoga	-do-	-do-
32.	Ispur quarry	Ispur	-do-	-do-
33.	Badhera quarry	Badhera	-do-	-do-
34.	Kanger quarry	Kanger	-do-	-do-
35.	Dharampur quarry	Dharampur	-do-	-do-
36.	Sansowal quarry	Sansowal	-do-	-do-
37.	Kaloh quarry	Kaloh	-do-	-do-
38.	Tatehra quarry	Tatehra	-do-	-do-
39.	Kathera Jaswallan quarry	Kutheria Jaswallan	-do-	-do-
40.	Badhera Rajputan quarry	Badhera Rajputa	-do-	-do-
41.	Mandwara quarry	Mandwara	-do-	-do-
42.	Marwari quarry	Marwari	-do-	-do-
43.	Daulatpur quarry	Daulatpur	-do-	-do-
44.	Garni quarry	Part of Garni Choe in Village Takarla Dhandli, Chururu and Sari (Amb Block).	-do-	-do-
45.	Karluhi quarry	Karluhi, part of Karluhi Choe in Village Karluhi.	-do-	-do-
46.	Amb Khad	Part of Amb Khad, one km. up stream and one km. down stream reference point bridge over Amb Khad on Amb Nadaun Road.	-do-	-do-
47.	Kataur Khurd quarry	Part of Kataur Khurd Choe in Village Kataur Khurd.	-do-	-do-
48.	Nandpur quarry	Jaswal Choe in revenue estate of Village Nandpur.	-do-	-do-
49.	Dhussara quarry	Part of Dhussara choe 1 km up stream and 1 km down steam from Dhussara Bridge on Una-Mubarak pur Road.	-do-	-do-

1	2	3	4	5
50.	Teuri quarry	Part of Teuri Choe 1 km upstream and 1 km down stream from Teuri bridge on Una Mubarakpur road.	Sand, Bajri and Boulder	1 year
51.	Dhamandri quarry	Part of Dhamandri Choe in revenue estate of Village Dathwara.	-do-	-do-
52.	Jhamber quarry	Jhamber khad from Village Jhamber to Raisari bridge (Una Block).	-do-	-do-
53.	Bandsala quarry	Revenue estate of Village Badsala (Amb Block).	-do-	-do-
<i>Chamba district</i>				
54.	Kurn slate quarry	Kurn slate quarry near Chahtari	Slates	5 years

Note.—The auction of the slate quarry Kurn will starts from Rs. 90,000.00 offered by D. N. Nayyar and Company, Chamba for which the 50% bid amount has been deposited by the firm in the shape of FDR.

INSTRUCTION

It has been decided by the Government that the defaulters or quarry holders who have not paid the full royalty amount may not be allowed to bid in the auction.

THE AUCTION IS BEING MADE ON THE FOLLOWING TERMS AND CONDITIONS

1. The terms and conditions of the auction/sale will be announced at the time of auction as per Himachal Pradesh Minor Minerals (Concession) Revised Rules, 1971.
2. The bid shall be per annum.
3. Any person intending to bid shall deposit Rs. 100 with the Presiding Officer, in advance as earnest money.
4. Bidders can inspect the quarries before bidding in their own interest.
5. The area of slate quarries will be strictly in accordance with maps available in the office of the Mining Officer concerned duly verified by the Geologist, Himachal Pradesh.
6. The Presiding Officer reserves the right to group and bifurcate the quarries without assigning any reasons.
7. The bidders should not be defaulter in the payment of Government dues. Any bidder or quarry holder found defaulter, who have not paid the full royalty/installment amount shall not be allowed to bid/participate in the auction.
8. The period of contract of slate quarries shall be five years whereas the period of minor mineral shall be one year from the date of grant of the contract.
9. The contractor in whose favour the bid will be accepted/granted provisionally or finally are required not to damage any public or Government property viz. path, temple, water sources or kuhl etc. if falls in the auctioned/leased out area or nearby. Any violation will cause cancellation of contract at the cost of the contractor without assigning any reasons.
10. On completion of the auction the result shall be announced and the provisionally selected bidders shall immediately deposit 25% of the amount of the bid for one and five years resp. as security for the execution of bid for the period of lease deed, and due observance of its terms and conditions and an equal amount as first instalment of royalty where the bid exceed Rs. 1,000 P.A. and full amount of the bid per annum in case the bid is upto Rs. 1,000 P.A. The bid shall not be treated as accepted unless confirmed by the State Government or such authority who may be authorised by the State Government to grant the contract.
11. The Government reserves the right to accept or reject the highest bid without assigning any reason.
12. No Mining operations shall be allowed within 60 mts. from the bridge National Highway or State Highway.
13. No mining operation shall be allowed within 5 mts. from river/nala bank.

14. The contractor shall have to produce two personal sureties at the time of taking possession in respect of payment of quarterly instalment of the contract.
15. The Government reserves the right to reduce or enhance the period of the contract.
16. The malkana rights shall be acquired by the selected bidders at his own accord where necessary.
17. The provision of the Pb. Land Preservation (Chos) Act, 1900 shall apply *in toto*.
18. The auction is being made subject to the provisions contained in the Himachal Pradesh Minor Minerals (Concession) Revised Rules, 1971.
19. Mis-behaviour by any bidder during auction can be punished by forfeiting his earnest money or removal or if necessary debarring him for a period of three years from any future auction under these rules at the discretion of the Presiding Officer. If provisionally selected bidder fails to deposit security money as under clause (iii) shall be forfeited to the Government.
20. The condition imposed by the Soil Conservation Department from time to time shall be applicable to this auction and shall be adhere by the contractors in connection with soil erosion.
21. In case of any dispute with regards to the sales of any minerals the selling price will be fixed by the committee constituted for the purpose.
22. Other informations and details of the area can be had from the DIO/Mining Officer, concerned.

SUBASH SHARMA,
for Director of Industries.

FOREST DEPARTMENT

NOTIFICATION

Rohru, the 19th January, 1977

No. C. VII. 34/76-77.—Whereas it is considered necessary that check-posts be established for proper checking of Forest produce at the Boundary of Rohru Forest Division, Simla Circle for proper control and checking of the export of Timber and other Forest produce, therefore under section 41 of Indian Forest Act, No. 16 of 1927 and Rules 5 & 6 of the Mahasu (now Simla district) District timber transit Land Route Rules, 1958 notified *vide* Himachal Pradesh Government notification No. Ft. 23-432/57, dated 18-5-1959 the following check-posts are notified with immediate effect.

Sl. No.	Name of check-posts	Range	Situation
1.	Paoranu	Brar	On Rohru, Minus-Paonta road on Uttar Pradesh boundary.
2.	Kharapather	Brar	On Rohru-Simla road on Simla Forest Division boundary.
3.	Baghi	Tikkar	On Simla-Narkanda road on Kotgarh Forest Division boundary.

2. All Forest produce passing through these check-posts shall be liable for checking before export.

I. D. SHARMA, I.P.S.,
Divisional Forest Officer.
Rohru Forest Division, Rohru.

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Simla-3, the 1st February, 1977

No. SE. IV. R. 100/76-1912-15.—In exercise of the powers conferred upon him under section 48(1) of the Land Acquisition Act 1894, the Governor, Himachal Pradesh is pleased to withdraw from the proceedings launched for the acquisition of 350 sq. yards 7 sq. ft. of land bearing Kh. No. 157/8, 158/2, 158/16 and 157/2/1 in village S/W Boileauganj, Tehsil and District Simla which was notified u/s 6 & 7 of the said Act for the public purpose namely for the construction/widening of Kalka-Simla road *vide* this department notification number SE. IV. R. 100/76-5581-84, dated 2-4-76.

Sd/-
Superintending Engineer,
4th Circle, H.P.P.W.D., Simla-3.

भाग 3—अधिनियम, विधेयक और विधेयकों पर प्रवर समिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के राज्यपाल, हिमाचल प्रदेश हाई कोर्ट, फाइनेंशल कमिश्नर तथा कमिश्नर आफ़ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

AGRICULTURE DEPARTMENT

NOTIFICATION

Simla-171002, the 24th December, 1976

No. 6-23/69-Agr. (Sectt.).—III. WIn exercise of the powers conferred by section 33 of the Himachal Pradesh

Agricultural Produce Markets Act, 1969 (Act No. 9 of 1970) Governor, Himachal Pradesh, is pleased to make the following Rules, namely:—

1. *Short title and commencement.*—(1) These rules may be called the Himachal Pradesh Government Loans to Market Committees Rules, 1976.

(2) There shall come into force at once.

2. Purposes for which loan could be sanctioned.—Loans under these rules may be advanced by the Government to Market Committees for the following purposes:—

- (i) the acquisition of site or sites for the market;
- (ii) the maintenance and improvement of the market;
- (iii) the construction and repairs of buildings which may be necessary for the purposes of such market and for the health, sanitation, convenience and safety of the persons using it;
- (iv) the maintenance of standard weights and measures, furniture and equipments;
- (v) the collection and dissemination of information regarding all matters relating to crop statistics and marketing in respect of the agricultural produce and propaganda in favour of agricultural improvement and thrift;
- (vi) providing amenities and facilities such as shelter, sheds, parking accommodation and water for persons, draught cattle and pack animals coming to the market; and
- (vii) any other purpose which is instrumental in promoting the general interest of the market, as recommended by the Himachal Pradesh Marketing Board.

3. Form of application.—An application for the grant of loan shall be submitted by the Market Committee to the Assistant Agricultural Marketing Officer (Regulated Markets) in the Form 'A' annexed to these rules.

4. Scrutiny of application.—(1) On receipt of the application under rule 3, the Deputy Director of the district shall send to the Director of Agriculture a report after making enquiries personally and satisfying himself on the following points:—

- (i) the resolution of the market committee requesting for the grant of loan;
- (ii) the prospects of recovery of loan;
- (iii) the justification for the grant of loan applied for;
- (iv) the correctness of the contents of the application;
- (v) the working conditions of the market committee in general;
- (vi) the profit and loss accounts and balance sheet.

(2) The Deputy Director of Agriculture (Marketing) shall submit the applications with his recommendations to the Chairman, H.P. Marketing Board, with his findings on the points indicated in sub-rule (1).

5. Recommendation.—The Himachal Pradesh Marketing Board shall recommend application in respect of each Committee for the sanction of the loans not exceeding Rs. 20,000 to the Deputy Commissioner concerned and for the sanction of loan exceeding Rs. 20,000 but not exceeding Rs. 50,000 to the Director of Agriculture, Himachal Pradesh and exceeding Rs. 50,000 but not exceeding Rs. 1,00,000 to the Agriculture Production Commissioner.

6. Sanction for grant of loan.—(1) The Deputy Commissioner shall be declared the drawing, disbursing and controlling officer in respect of the loans under these rules. He shall also exercise the powers to recover the said loans in the manner hereinafter provided.

(2) If the loan is sanctioned, the Deputy Commissioner concerned shall get an agreement in Form 'C' appended to these rules executed by the Market Committee and after it is executed shall advance the sanctioned loan to the Market Committee and maintain proper accounts in Forms 'B' & 'B-I' appended to these rules. The accounts relating to sanction, disbursement and recoveries of these loans shall be reconciled by the Director of Agriculture and intimated to the quarters concerned.

(3) Loan advanced to a Market Committee shall not exceed Rs. 1,00,000/- (Rupees one lac). Second loan shall only be advanced when the first is finally recovered.

(4) All Government loan(s) sanctioned to the Market Committee(s) will be subject to audit by Indian Audit and Accounts Department and the Committee shall produce all the records connected with the loan(s) to the auditors as and when required.

7. Rate of interest.—(1) The loans advanced to the Market Committee(s) shall carry interest at such rate as may be fixed by the State Government from time to time. When the due date of repayment of any instalment of principal or interest on the loans, falls on Sunday or any other holiday, the payment made on the next working day, following the Sunday or holiday, shall be regarded as payment on the due date.

(2) The interest shall be chargeable from the date of advance of loan(s).

(3) In case of any default of repayment of interest on the loan or in repayment of the principal, the market committee shall be charged the penal rate of interest at double the normal rate of interest on all overdue instalments of principal and interest and this shall be an express condition of grant of loan in the relevant sanction/agreement.

8. Stamp Duty.—The due stamp duty shall be paid by the applicant while obtaining the loan.

9. Recovery of loan.—(1) The loan shall be recoverable in such annual instalments as may be decided by the sanctioning authority, but such instalments shall not exceed five. The repayment of loan shall start after the expiry of one year from the date of payment of the loan or part thereof.

(2) If the loan or part thereof is not recovered in normal instalments, the whole or such part thereof shall be recoverable as arrears of land revenue or made good out of the assets of the Committee. Where necessary, such assets shall be put to auction by the Collector to recover the said loan or part thereof, including interest and penal interest.

(3) Whole of the loan shall be utilized by the Committee for the purpose for which it was advanced, within five years, failing which the Committee shall lose its right to get further loans from Government.

10. (1) The Deputy Commissioner having jurisdiction over the Committee may, after having satisfied himself of genuineness of circumstances postpone the recovery of an instalment by six months only from due date.

(2) The Market Committee shall maintain proper accounts of the loan(s) received with details of interest

in Form 'B' appended to these rules. The accounts shall be made available for inspection and audit by the Deputy Director/District Agriculture Officer/Marketing Officer of the Himachal Pradesh Marketing Board and the Deputy Director of Agriculture (Marketing), Himachal Pradesh or any other Officer authorised by the Director of Agriculture, Himachal Pradesh.

(3) Copy of the statement of the repayment(s) in Form 'E' appended to these rules shall also be sent to the Secretary, Himachal Pradesh Marketing Board for exercising supervision.

11. Budget Heads for loans and recoveries.—The expenditure on account of loan (3) shall be debited under the Head :—

'705—Loans for Agriculture

(c) Marketing

(i) Loans for Regulated Markets".

(ii) The recoveries of the loans shall be adjusted under the Head :—

'705—Loans for Agriculture

(c) Marketing

(1) Loans for Regulated Markets.

12. Returns.—The sanctioning (Disbursing) Officer will furnish monthly returns in Form 'D' appended to these rules and a return in Form 'B-I' appended to these rules as soon as any recovery is effected, to the Director of Agriculture, Himachal Pradesh.

13. Allotment of funds.—The funds for the grant of above loan(s) shall be allotted to the Deputy Commissioners for each financial year according to budget provisions.

14. Inspection.—(1) Regular inspection of the progress of utilization of loans by the Market Committee commencing from the third month after obtaining the loans, till the work is completed, will be carried out by the Assistant Agricultural Marketing Officers (Regulated Markets) who will submit the quarterly progress reports to the Director of Agriculture, Himachal Pradesh, as well as to the Secretary, Himachal Pradesh Marketing Board for further submission to the Board and to the Government.

(2) The Market Committee shall maintain a register to record the remarks of the Inspecting Officers for the guidance and future reference as and when required. Copies of the inspection notes shall be forwarded to the Director of Agriculture, Himachal Pradesh and also to the Secretary, Himachal Pradesh Marketing Board.

(3) Misuse of loans, if any discovered, shall also be noted in the register and reported to the Himachal Pradesh Marketing Board which, after considering the matter in detail, will suggest the action to be taken by the Deputy Commissioner/Director of Agriculture, who may order the recovery of the loans in lump sum with interest thereon, from the defaulters; immediately on discovery of such misuse.

15. Hypothecation assets of Market Committee obtaining loan.—The proportionate assets of the Market Committee/the Himachal Pradesh Marketing Board shall be mortgaged/pledged with the State Government to secure the loan sanctioned to the market committee(s).

FORM 'A'

(See rule 3)

1. Name of the Market Committee
2. Address of the Market Committee
3. Total No. of the members of the Market Committee
4. Purpose for which loan is required
5. Amount of loan required
6. Period within which loan is to be repaid
7. Details of loans and advances from all other sources pending against the Market Committee in Form 'B'
8. Profits or loss of the Market Committee for the last two years

.....

.....

.....

9. The following documents are attached with the application:—

- (i) attested copy of the resolution of the Market Committee requesting for the loan;
- (ii) Form 'B' duly filled in;
- (iii) Certificate in the form 'A-I'.

Signature

Chairman/Vice-Chairman/Secretary,
Agricultural Produce Market Committee.

FORM 'A-I'

(See form 'A')

Certified that the particulars given in the application in Form 'A' have been derived from the records of the Committee and true to the best of my knowledge and belief.

Signature.

Chairman,
Agricultural Produce Market Committee.

FORM 'B'

[See rules 6(2)&10(2)]

DETAILS OF LOANS AVAILED BY UPTO

1. Serial No.
2. Particulars of loan*.
3. Name of sanctioning authority and No. and date of sanction.
4. Date of receipt.
5. Name of treasury and No. and date of voucher.
6. Amount of loan.

DEMAND MADE BY THE CREDITOR UP-TO-DATE.

7. Principal.
8. Interest.

RECOVERIES:

AMOUNT REPAYED UP TO DATE.

9. Principal.
10. Interest.

OVER DUE, IF ANY :

11. Principal.
12. Interest.

REASONS OF OVER DUE, IF ANY:

13. Principal.
14. Interest.
15. Name of scheme on which utilized.
16. Balance outstanding.
17. Remarks.
 1. * Loans from the Government.
 2. Loans from other services, if any.

FORM 'B-I'

[See rule 6(2) & (12)]

RECOVERY OF LOAN ADVANCED TO THE MARKET COMMITTEE

1. Name and address of the Market Committee.....
2. Amount of loan sanctioned.....
3. Date of loan sanctioned.....
4. Purpose(s) for which the loan was sanctioned.....
-
5. No. of Instalments for repayment with dates.....

Sl.No.	Amount	Total	Date(s)	Remarks, if any
--------	--------	-------	---------	-----------------

(i) Principal/interest ..

(ii)

(iii)

(iv)

(v)

(vi)

(vii)

(viii)

6. Particulars of repayment:—

Sl. No.	No. of Instalment	Amount	Total	Date	Balance	Remarks
		Principal	Interest		of the instal-	
					ments, if	
					any due	

Signature(s) with date } (1) Chairman/Secretary(Market
and office-stamp. } Committee).
 } (2) Sanctioning authority.

FORM 'C'

[See rule 6(2)]

An agreement made this.....day of.....between the Government of Himachal Pradesh (hereinafter called the 'Creditor' which expression shall, unless excluded by or be repugnant to the context be deemed to include their successors-in-office and assigns) of the one part;

And the.....Market Committee in Himachal Pradesh, a body corporate under the Himachal Pradesh Agricultural Produce Market Act, 1969, (hereinafter called 'debtor' which expression shall, unless excluded by or be repugnant to, the context, be deemed to include their executors, administrators, representatives, permitted assigns and successors) of the other part.

Whereas the creditor has sanctioned a loan of Rs.....under the Himachal Pradesh Government loans to Market Committee Rules, 1976 to the debtor for.....(give purpose).....on the terms and conditions hereinafter appearing.

Now this agreement witnesseth as follows:—

1. That in consideration of the loan sanctioned to the debtor by the creditor as aforesaid (which loans shall hereinafter be referred to as 'the said loans') the debtor hereby covenants with the creditors as follows:—
 - (i) that the debtor shall utilize the said loan for the purpose for which it has been sanctioned (and for no other purpose) within a period of five years from date of sanction thereof;
 - (ii) that the debtor shall pay a penal rate at double the normal rate of interest on all over-due instalments of principal and interest;
 - (iii) that the debtor shall repay the said loan with interest in.....equated annual instalments;
 - (iv) that any assets acquired wholly or substantially out of loan would not without prior sanction of the Government be disposed of, encumbered or utilized for purposes other than those for which loan was sanctioned:

Provided that, no such sanction will be necessary after the amount of the said loan together with interest due thereon has been repaid in full:

Provided always, and it is hereby agreed, that in any of the following cases, namely:—

- (a) when the debtor commits a breach of any of the covenants herein contained or fails to fulfil any other conditions that may have been laid down by the creditor relating to the said loan;
- (b) when any portion of the said loan has been misapplied;
- (c) when the debtor fails to utilize the said loan for the purpose for which it is granted within the period prescribed above;
- (d) when the application on which the said loan has been granted contained or was accompanied by any material statement by applicant which he knew to be false or there is any intentional concealment by him of any material fact which in the opinion of the creditor it was his duty to disclose;
- (e) when the debtor fails to pay the amount of any of the instalments to the creditor or his nominees by the due date;

it shall be lawful for the creditor to terminate this agreement and to recover the entire amount with interest due thereunder with cost of recovery as arrears of land revenue and the decision of the Government of Himachal Pradesh in this behalf terminating the agreement and directing recovery, shall be final and binding on the debtor.

2. That the stamps duty payable under the law in respect of this agreement shall be borne by the debtor.

3. All disputes and differences arising out of or in any way touching or concerning this indenture (except those, the decision whereof, is otherwise hereinbefore provided for) shall be referred to the sole arbitration of any person nominated by the Secretary (Agriculture) to the Himachal Pradesh Government or, in case his designation is changed or his office is abolished, to the sole arbitration of any person nominated by the officer who for the time being is entrusted, whether or not in addition to other functions, with the functions of Secretary, by

whatever designation such officer may be called. It will be no objection to any such appointment that the arbitrator so appointed is a Government servant or that he has expressed views on all or any of the matters in dispute or difference. The award of the arbitrator so appointed shall be final and binding on the parties.

In witness whereof..... Market Committee through Shri.....(Chairman) Shri.....(member) and Shri.....(member) and the.....(Deputy Commissioner) for and on behalf of the Government have hereunto set their hands the day and year first written above.

..... signed by (Deputy Commissioner) for and on behalf of the Government of Himachal Pradesh. Signed by the Chairman of the Market Committee (Debtor).

Members of the Committee (i)....., (ii).....
Name and Address.....
In the presence of (i)....., (ii).....

FORM 'D'

(See rule 12)

MONTHLY EXPENDITURE AND RECOVERY REPORT FOR THE MONTH OF.....19..... DISTRICT.....

1. Serial No.
2. Name of the market Committee.
3. Sanctioning authority.
4. No. and date of sanction of loan.

ADVANCE:

5. Name of the Treasury with No. and date of voucher vide which loan is drawn.
6. Amount.
7. Interest.
8. Total.
9. Name of the treasury with No. and date of treasury challan and the main head vide which amount deposited.

10. No. of the instalment.

RECOVERIES (AMOUNT IN RUPEES):

11. Principal.
12. Interest.

BALANCE (IN RUPEES):

13. Principal.
14. Interest.
15. Date of next instalment.
16. Remarks.

FORM 'E'

[See rule 10(3)]

AMOUNT OF RECEIPT AND UTILIZATION OF LOANS BY THE MARKET COMMITTEES.....

1. Serial No.

RECEIPTS:

2. Ledger Folio No.
3. Date.
4. Amount of loan.
5. Nature and purpose of loan.
6. No. of instalments fixed.

Serial No..

PAYMENTS:

2. Ledger Folio No.
3. Date.

AMOUNT OF LOAN PAID:

4. Principal.
5. Interest.
6. Rate of instalments.

BALANCE DUE:

7. Principal.
8. Interest.
9. Nature and No. of instalments.
10. Reasons for non-payment.
11. Remarks of the Inspecting Authority.

By order,
ANANG PAL,
Secretary.

ANIMAL HUSBANDRY DEPARTMENT

NOTIFICATION

Simla-171002, the 4th January, 1977

No. 29-3/69-AH(Sectt).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the following further amendments in the Animal Husbandry Department class III (Executive Section) Service (Recruitment, Promotion and certain Conditions of Services) Rules, 1969 notified vide notification No. 29-3/69-AH (S), dated 27-3-70 as further amended vide notifications of even number, dated 19-1-74, 6-1-75 and 12-1-76 with immediate effect.—

AMENDMENTS

Rule No.	Provision in the existing Rules	Revised Provision
Rule No. 7 (Method of Recruitment) items No. 11 to 17.	11. Veterinary Stock Asstt./Vety. Compo- under 12. Asstt. Incharge Farm Stock Asstt. Compounders. 13. Asstt. Incharge Flocks 14. Lab. Assistant 15. Poultry Asstt/Poultry Stock Asstt.	11. Vety. Stock Asstt/ Vety. Compounds. 12. Asstt. Incharge Farm/Stock Asstt. Comp. 13. Assistant Incharge Flocks. 14. Lab. Assistant. 15. Poultry Asstt/Poultry Stock Asstt.

Rule No.

Provision in the existing Rules

Revised Provision

16. Field Assistant

16. Field Asstt.

17. Milk Recorder/Milk Bottle Checker/
Sales Depot Organiser.17. Milk Recorder/Milk Bottle Checker/
Sales Depot Organiar.

50% by direct recruitment failing which by transfer from other Departments of H.P. or from other States and 50% by promotion on the basis of Seniority subject to the rejection of unfit out of the categories of—

50% by direct recruitment failing which from other Departments of H.P. or from other States and 50% by promotion on the basis of seniority subject to the rejection of unfit out of all categories of Class IV staff working in A.H. Department;

- (a) Shepherds
- (b) Syces
- (c) Beldars including Water Carrier-cum-Beldars.
- (d) Gowalas
- (e) Bullmen
- (f) Calf-boys.
- (g) Attendants including Bull Attendants.
- (h) Lab. Attendants.
- (i) Poultry Attendants.
- (j) Chowkidars.
- (k) Veterinary Dressers.
- (l) Dairy Worker:

Provided that the employees must have rendered atleast 10 years services in A. H. Department and should have passed Middle Standard Examination or equivalent examination in Hindi.

Provided that the employees must have rendered atleast 10 years service in the Animal Husbandry Department and should have passed Middle Standard Examination or equivalent examination in Hindi.

Rule No. 7 (Method of Recruitment) item No. 23.

23. Inspector Poultry (Non-Vety. Graduates).

By promotion from the cadre of Veterinary Compounders/Stock Asstt. etc. etc. who have atleast put in 5 years service in poultry.

23. Inspector Poultry (Non-Vety. Graduates).

By promotion from the cadre of Vety. Compounders and Stock Assistants etc. having minimum 5 years service in grade on the basis of seniority subject to the rejection of unfit.

Rule 21

When the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission, relax any of the provisions of these rules with respect to any class or categories of persons.

S. M. VERMA,
Under Secretary.

EXCISE AND TAXATION DEPARTMENT NOTIFICATION

Simla-171002, the 18th December, 1976

No. 2-25/69-E&T(Sectt.).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, is pleased to make the following rules further to amend the Himachal Pradesh Excise and Taxation Department (Inspectorate Staff Class III) Service Rules, 1976 notified *vide* notification of even number, dated the 25th March, 1976, namely:—

I. Short title and commencement.—(1) These rules may be called the Himachal Pradesh Excise and Taxation Department (Inspectorate Staff Class III) Service (First Amendment) Rules, 1976.

(2) These shall come into force from the date of issue of this notification.

11. Amendment to Rule 11(1).—The following amendments shall be made in rule 11(1) of the Himachal Pradesh Excise and Taxation Department (Inspectorate Staff Class-III) Service Rules, 1976:—

- (i) at the end of the last line of proviso (a) the existing sign and words“; and” be substituted

by the sign (.) and a new proviso (b) be added as under:—

"(b) the incumbent shall not be entitled to increment in the time scale of pay until he passes the prescribed departmental examination; and".

(ii) the existing proviso (b) be read as proviso (c).

III. Amendment to Annexure.—In col. No. 9 of the annexure to the rules *ibid* after the existing proviso, the following proviso shall be added:—

"Provided further that the incumbent shall not be entitled to increment in the time scale of pay until he passes the prescribed departmental examination".

R. C. GUPTA,
Secretary.

REVENUE DEPARTMENT

NOTIFICATION

Simla-171002, the 3rd January, 1977

No. 3-6/74-Rev.A.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the Himachal Pradesh Settlement Department, Class IV Service (Recruitment, Promotion and certain conditions of service) Rules, 1976 as follows:—

RECRUITMENT RULES

PART I—GENERAL

1. Short title and commencement.—(a) These rules may be called the Himachal Pradesh Settlement Department Class IV Service (Recruitment, Promotion and certain conditions of service) Rules, 1976.

(b) These rules shall come into force from the date of their publication in the official gazette.

2. Definitions.—In these rules, unless there is any thing repugnant in the subject or context,—

(a) "Appointing authority" means the authority competent to order appointments to the services of posts in the services.

(b) "Departmental Promotion Committee" means a Departmental Promotion Committee constituted by the Government.

(c) "direct appointment" means an appointment made otherwise than by promotion from amongst the members of service or by transfer of an official already in the service of the Himachal Pradesh Government.

(d) "Settlement Officer" means the Settlement Officer, Himachal Pradesh Government or any other authority appointed to perform the duties of Settlement Officer Himachal Pradesh Government.

(e) "Government" means the Himachal Pradesh Government.

(f) "recognised school" means any school run, managed and controlled by any State or Central Government or any other school declared or recognised by the Government.

(g) "Scheduled castes" means the castes, races or tribes or parts of groups within castes, races or tribes specified in the constitution (Scheduled Castes) Order, 1950, as amended by section 19 (1) read with the First Schedule of the State of Himachal Pradesh Act, 1970 (53 of 1970) and as it may further be amended from time to time.

(h) "Scheduled Tribes" means the tribes or tribal communities or parts of or groups within tribes or tribal communities specified in the schedule to the Constitution (Scheduled Tribes) Order, 1950, as amended by section 20(1) read with the Third Schedule of the State of Himachal Pradesh Act, 1970 (53 of 1970) and as it may be amended from time to time.

(i) "the service" means the Himachal Pradesh Settlement Department Class IV Service.

(j) "member" means a member of Himachal Pradesh Settlement Department Class IV Service.

PART II—RECRUITMENT TO SERVICE

3. Character of posts.—The character (i.e. designation category, grade, etc.) of the various posts included in the service and their rates of pay shall be as indicated in Appendix 'A' to these rules and as revised from time to time by the Government.

4. Authority empowered to make appointment.—All appointments to the posts included in the service shall be made by the Settlement Officer, Himachal Pradesh Government or any other authority declared as the Appointing Authority.

5. Nationality, eligibility and age etc.—(1) No person shall be eligible for appointment to any post in the service unless he is,—

(a) a citizen of India, or

(b) a subject of Nepal, or

(c) a subject of Bhutan, or

(d) a Tibetan Refugee who came over to India, before 1st January, 1962 with the intention of permanently settling in India, or

(e) a person of Indian origin who has migrated from Pakistan with the intention of permanently settling in India:

Provided that a candidate belonging to categories (b), (c), (d) and (e) shall be a person in whose favour a certificate of eligibility has been given by the Government of India:

Provided further that if he belongs to category (e), the certificate of eligibility will be valid for a period of one year from the date of his appointment, after which such a candidate will be retained in service subject to his having required the Indian citizenship.

A candidate in whose case a certificate of eligibility is necessary, may be admitted to an examination or interview and be admitted to an examination or interview and he may also be appointed provisionally by the Government subject to the production of the necessary eligibility certificate from the Government of India.

(2) Unless he is already in Government service a candidate shall be required to produce,—

(a) a certificate of good moral character from the head of his educational or technical institution last attended;

(b) certificate of good moral character from two responsible persons not being his relatives, who are well acquainted with him in private life and unconnected with his school or other educational institution;

(c) a medical certificate as required under the rules.

Disqualification.—(3) No person who has more than one wife having or in the case of woman, is married to a person already having wife living, shall be eligible for appointment to the service:

Provided that the Government may in any exceptional case and for reasons to be recorded in writing exempt any person from the operation of this rule.

(4) A candidate must not be less than 18 years and more than 27 years of age on the date of his appointment:

Provided that the minimum and maximum age limit as prescribed above can be relaxed in accordance with the provision of rules/instructions of the Government in force from time to time:

Provided further that the maximum age limit may be relaxed in the case of Scheduled Castes and Scheduled Tribes candidates, displaced and other special categories in accordance with the instructions issued by the Government in that behalf from time to time.

6. Certification of antecedents.—Antecedents of all persons appointed by direct recruitment shall be verified immediately and those appointed by transfer and whose antecedents have not been verified previously shall also be sent for verification immediately after such persons join the post (s) in the office.

7. Qualifications of candidates.—No person shall be appointed directly to the service unless in the case of appointment to the post of,—

(i) *Daftri*.—Matriculate or its equivalent of a recognised University/Board.

(ii) *Peons*.—He has passed Middle Standard of a recognised school.

(iii) *Chowkidar*.—He has passed Primary Standard of a recognised school:

Provided that the conditions as prescribed above may be relaxed by order of the appointing authority in case the persons of a requisite qualification for appointment to Class IV services are not available through the Employment Exchange.

Provided further that the appointments will be made from amongst the chainmen/casual employees (i.e. regular contingent paid employees) purely on merit basis:

Desirable (For all categories).—Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in peculiar conditions prevailing in Himachal Pradesh.

8. Method of recruitment.—Posts in the service shall be filled either by promotion or by direct recruitment on the recommendations of the Departmental Promotion Committee as under:—

(i) *Daftri*.—By promotion from amongst the eligible Peons, failing which by direct recruitment.

(ii) *Peons*.—By direct recruitment or by making appointment from amongst the chainmen and casual employees (regular contingent paid employees) on merit.

2. Nothing contained in these rules shall effect reservations and other concession required to be provided for scheduled castes and scheduled tribes and

other special categories of persons in accordance with the orders issued by the Government from time to time.

9. The Departmental Promotion Committee in respect of services shall be as constituted from time to time, by the Government.

The Departmental Promotion Committee shall also act as Selection Committee in respect of all posts in the service.

Offers of appointment shall be made strictly in accordance with the order in which the candidates are placed by the Departmental Promotion Committee at the time of selection.

APPENDIX 'A'

Serial No.	Particulars of posts	Pay scale	Existing strength
1.	Daftri	Rs.75-3-95/ 3-105.	One
2.	Peons	Rs.70-2-80/3- 95.	Seventy-six.
3.	Chowkidar	Rs.70-2-80/3- 95.	One

Simla-171002, the 3rd January, 1977

No. 3-6/74-Rev. A.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh is pleased to make the Himachal Pradesh Settlement Department Class III Service (Recruitment, Promotion and other conditions) Rules, 1976 as follows:—

PART I—GENERAL

1. Short title and commencement.—(a) These rules may be called the Himachal Pradesh Settlement Department Class III Services (Recruitment, Promotion and other conditions) Rules, 1976.

(b) These rules shall come into force from the date of publication in the Official Gazette.

2. In these rules, unless there is anything repugnant in the subject or context,—

(a) "annexure" means an annexure attached to these rules.

(b) "Settlement Officer" means the Settlement Officer of Settlement Operations, Himachal Pradesh.

(c) "direct recruitment" means recruitment made otherwise than by promotion.

(d) "Departmental Promotion Committee" means a committee appointed by the Government for

the selection of candidates for appointment to post and for promotion to higher grades in the service.

- (e) "ex-serviceman" means the discharged Army personnel.
- (f) "Governor" means the Governor of Himachal Pradesh.
- (g) "Government" means the Government of Himachal Pradesh.
- (h) "recognised University/Board" means any University/Board incorporated by law in force in India or any other University/Board which is declared by the Government of India or the Himachal Pradesh Government to be a recognised University/Board for the purpose of these rules.
- (i) "scheduled castes" means the castes, races or tribes or parts of or groups within castes/races or tribes specified in the Constitution (Scheduled Castes)(Union Territories) Order 1950 as amended by section 19 (I) read with the First Schedule of the State of Himachal Pradesh Act, 1970 (53 of 1970) and as it may further be amended from time to time.
- (j) "scheduled tribes" means the tribes or tribal communities or parts of or groups within tribes or tribal communities specified in the schedule to the Constitution (Scheduled Tribes)(Union Territories) Order, 1950, as amended by section 20 (1) read with the Third Schedule of the State of Himachal Pradesh Act, 1970 (53 of 1970) and as it may be further amended from time to time.

RECRUITMENT TO SERVICES

3. Character of posts.—The service shall comprise the posts and grades as specified in Annexure 'A' to these rules, subject to any additions/reductions that may be made by or under the orders of the Government, from time to time.

4. Authority competent to make appointment.—All appointments to posts in the service shall be made by the Settlement Officer, in accordance with these rules.

5. No person shall be appointed to the service unless,—

- (a) a citizen of India or
- (b) a subject of Nepal, or
- (c) a person of Indian origin who has migrated from Pakistan with the intention of permanently settling in India;

Provided that if he belongs to category (b) or (c) he must be a person in whose favour a certificate of eligibility has been given by the Government of India:

Provided further that if he belongs to category (c) the certificate of eligibility will be valid only for a period of one year from the date of his appointment beyond which he can be retained in service only if he has become a citizen of India. A candidate in whose case a certificate of eligibility is necessary, he may be admitted to an examination or interview conducted by the recruiting authority and he may also provisionally be appointed subject to the necessary certificate being given to him by the Government, and

(2) unless he is already in Government service, must produce,—

- (i) a certificate of good moral character from the head of his/her educational or technical institution last attended;
- (ii) certificate of good moral character from two responsible persons, not being his relatives, who are well acquainted with him in private life and unconnected with his university, college, school, or other educational or technical institution;
- (iii) a medical certificate, as required under rule 10 of the Fundamental Rules and Rules 3 and 4 of the Supplementary Rules;
- (iv) a declaration to the effect that he has not more than one wife living;

Note.—No person who has more than one wife living or in the case of woman, is married to a person already having a wife living, shall be eligible for appointments to the service:

Provided that the Government may in any exceptional case and for reasons to be recorded in writing exempt any person from the operation of the rule in clause (iv).

(3) Must not be less than 18 years and not more than 27 years of age on the date of his appointment:

Provided further that maximum age limits as prescribed may be relaxed in the case of Scheduled Castes/Tribes candidates, displaced persons and other special categories in accordance with the orders issued by the Government from time to time.

6. Educational qualifications for direct recruits.—No person shall be appointed direct to the service unless he/she fulfills the qualifications as prescribed below:—

- (i) **Assistants.**—In the pay scale of Rs. 160—400, graduate of a recognised University with at least 5 years service as Clerk in any Government department.
- (ii) **Nazir.**—In the pay scale of Rs. 160—400, graduate of a recognised University with at least 3 years service as Accounts Clerk, in any Government department.
- (iii) **Stenographer.**—In the pay scale of Rs. 160—400, graduate of a recognised University, with a shorthand speed in English 100 words per minute in short type-writing speed 40 words per minute.
- (iv) **Steno-typist.**—In the pay scale of Rs. 110—250 plus Rs. 25 per month as special pay. Higher Secondary Part II with speed of 80 words per minute in short-hand and 35 words per minute in type-writing in English.
- (v) **Clerks.**—In the pay scale of Rs. 110—250. Matriculate or equivalent with a speed of 30 words per minute in type-writing in English.
- (vi) **Draftsman.**—Matriculate or its equivalent with diploma in draftsmanship of a recognised Institution.
- (vii) **Driver.**—Hill road driving licence with 5 years driving experience.

Desirable (for all categories).—Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointments in peculiar conditions prevailing in Himachal Pradesh.

RECRUITMENT AND PROMOTION RULES FOR CLASS III

Sr.No.	Name of the post	Number of posts	Classification	Scale of pay	Whether selection post or non-selection	Age for direct recruit	Minimum educational and other qualifications required for direct recruitments
1	2	3	4	5	6	7	8
1.	Assistants	Two	Class-III	Rs. 160—400	Non-selection	Between 18 and 27 years.	<i>Essential:</i> Graduate of a recognised University or Board, with 5 years experience as Clerk.
2.	Settlement Nazir	One	-do-	-do-	-do-	-do-	<i>Essential:</i> Graduate of a recognised University or Board, with 3 years experience as Accounts Clerk.
3.	Stenographer	One	-do-	-do-	-do-	-do-	<i>Essential:</i> Graduate or equivalent with a short-hand speed 100 words per minute and type-writing speed 40 words per minute in English.
4.	Steno-typist	One	-do-	Rs.—110-250 plus Rs. 25 per month as special pay.	-do-	-do-	<i>Essential:</i> Higher Secondary Part II or its equivalent with short-hand speed of 80 words per minute and type-writing speed of 35 words per minute in English.
5.	Clerks	Seven	-do-	Rs. 110—250	-do-	-do-	<i>Essential:</i> Matriculate or equivalent of recognised Board or University, with a typing speed of 30 words per minute in English.
6.	Draftsman	One	-do-	Rs.170—300	-do-	-do-	<i>Essential:</i> Matriculate or its equivalent with diploma in Draftsmanship.
7.	Driver	One	-do-	Rs.100—160	-do-	-do-	<i>Essential.</i> —Hill road driving licence with knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in peculiar conditions prevailing in Himachal Pradesh.

Desirable: (1) etc.)

"A"

POSTS IN THE SETTLEMENT DEPARTMENT HIMACHAL PRADESH

Whether age and educational qualifications prescribed for direct recruitments will apply in case of promotees	Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion	In case recruitment by promotion, grades from which promotion to be made	If a Departmental Promotion Committee exists, what is its composition	Circumstances under which H.P. Public Service Commission to be consulted.
9	10	11	12	13	14
No	2 years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority and in special circumstances and for reasons to be recorded in writing.	By promotion failing which by direct recruitment.	By promotion from amongst the Clerks on the basis of seniority with 5 years service in the grade subject to rejection of unfit.	D.P.C. as may be constituted from time to time.	Not applicable.
-do-	-do-	-do-	-do-	-do-	N.A.
No	-do-	-do-	By promotion from amongst the steno-typist and Clerks possessing requisite qualification.	-do-	N.A.
-do-	-do-	-do-	By promotion from amongst the Clerks knowing short-hand.	-do-	N.A.
No	-do-	Direct recruitment.	Does not apply	-do-	N.A.
No	-do-	-do-	-do-	-do-	N.A.
No	-do-	-do-	-do-	-do-	N.A.

By order,
P. K. MATTOO,
Secretary.

LAW

NOTIFI

Simla-171002, the

No. 13-27/67-LR.—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and Public Service Commission *vide* their letter No. 1-28/73-PSC, dated the 26th June, 1976, is pleased to make the following

1. *Short title and commencement.*—(i) These rules may be called the Himachal Pradesh District Attorneys/Assistants.
(ii) They shall come into force from the date of issue of this notification.
2. *Amendment of Rule 4.*—For sub-rule (1) of rule 4 of the Himachal Pradesh District Attorneys/Assistant Dis-

“(1) No person shall be appointed to the service unless he is:—

- (a) a citizen of India; or
- (b) a subject of Nepal; or
- (c) a person of Indian origin who has migrated from Pakistan with the intention of permanently
Provided that if he belongs to category (b) and (c) he must be a person in whose favour a certificate of eligibility
Provided further that if he belongs to category (c) the certificate of eligibility shall be valid only for period of one

3. *Substitution of Annexure ‘A’.*—For Annexure ‘A’ referred to in rule 3, 6 and rule 8 of the said rules, the new
4. *Amendment of rule 11.*—In rule 11 of the said rules,—

- (a) in sub-rule (3) for the word ‘of’ occurring after the word ‘merit’, the word ‘in’ shall be substituted;
- (b) in first proviso to sub-rule (3) and in proviso to sub-rule (4) for the word ‘then’, the word ‘from’ shall be
- (c) in sub-rule 14 the word ‘or’ shall be deleted.

5. *Amendment of rule 14.*—In rule 14 of the said rules for the word ‘and’ occurring after the word ‘rules’, the word

ANNEX

RECRUITMENT AND PROMOTION RULES FOR THE POSTS OF THE DISTRICT ATTORNEY AND

No.	Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age for direct recruits	Minimum educational and other qualifications for direct recruits	Whether age and educational qualifications prescribed for direct recruits will apply to the promotees
1	2	3	4	5	6	7	8	9
1.	District Attorney.	2	Class I	700-50-1250.	Selection	Not less than 25 years and not more than 35 years.	<p><i>Essential.</i>—(1) Degree of Bachelor of Laws of a recognised Indian University or a Barrister of England or Ireland or Member of the Faculty of Advocates of Scotland.</p> <p>2. Practice of eight years at the Bar.</p> <p><i>Desirable.</i>—Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p>	<p><i>Age—No Qualification—</i></p> <p>Yes.</p>
2.	Assistant District Attorney.	2	Class II	350-25-500- 30-590/ 30-830- 35-900 with start at Rs. 500.	No	Not less than 25 years and not more than 35 years.	<p><i>Essential</i>—(1) Degree of Bachelor of Laws of a recognised Indian University or a Barrister of England or Ireland or Member of the Faculty of Advocates of Scotland.</p> <p>2. Practice of four years at the Bar. <i>Desirable</i>—knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.</p>	N.A.

DEPARTMENT

CATION

15th November, 1976

all other powers enabling him in this behalf, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh amendments in the Himachal Pradesh District Attorneys/Assistant District Attorneys Service Rules, 1973, namely:—
tant District Attorneys Service (Second Amendment) Rules, 1976.

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District Attorneys Service Rules, 1973, (hereinafter called "the said rules") the following shall be substituted, namely:—

settling in India:

has been given by the Government of India:

year from the date of his appointment beyond which he may be retained in service only if he has become a citizen of India". Annexure 'A' as appended to these amending rules shall be substituted.

substituted; and

'as' shall be substituted.

URE "A"

ASSISTANT DISTRICT ATTORNEY IN THE LAW DEPARTMENT OF HIMACHAL PRADESH GOVERNMENT

Period of probation, if any	Method of recruitment whether by direct recruitment or by promotion/deputation/ transfer and percentage of vacancies to be filled by various methods	In the case of recruitment by promotion/deputation/ transfer, grades from which promotion/deputation/ transfer to be made	Composition of the D.P.C.	Circumstances under which Himachal Pradesh Public Service Commission is to be consulted
10	11	12	13	14
2 years subject to such further extension for a period not exceeding one year may be ordered by the competent authority in special circumstances and for reasons to be reduced to writing.	By promotion, failing which by direct recruitment.	By promotion from amongst the Assistant District Attorneys and Assistant District Attorneys-cum-Public Prosecutors in the pay scale of Rs.350—900 with a start of Rs. 500 having four years service as such or having worked as prosecuting Inspectors/ Police prosecutors at least for 10 years (including the service in the grade).	D.P.C. to be presided over by the Chairman of the H.P. Public Service Commission or a Member thereof to be nominated by him.	As required under the law.
-do-	By direct recruitment.	N.A.	N.A.	-do-

NOTES

1. Upper age-limit for direct recruits will not be applicable to candidates already in the service of the Government except in case of post to be filled in on the basis of competitive examination.
2. Upper age-limit is relaxable for Scheduled Castes/Tribes candidates and other categories of persons to the extent permissible under the general or special orders of the Himachal Pradesh Government.
3. Age and qualifications relaxable at the discretion of the Commission in the case of candidates otherwise well qualified.
4. Provisions of col. 11-12 are to be revised by the Government in consultation with the H.P. Public Service Commission as and when the No. of posts under column No. 3 are increased or decreased.
5. Age-limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the Commission.
6. When the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation with the H.P. Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons.
7. Selection for appointment to these posts shall be made on the basis of *viva voce* test preceded, and if the Commission so considers necessary or expedient, by a written test, the standard, syllabus etc. of which shall be determined by the Commission.
8. In all the cases where a Junior person becomes eligible for consideration by virtue of his total length of service (including *ad hoc* one) in the feeder post all persons senior to him in the respective category shall be deemed to be eligible for consideration and placed above the junior official in the field of consideration.
9. Every member of the service shall pass a departmental examination as prescribed in the departmental examination rules within the probation period or within two years from the notification of these rules whichever is later failing which he shall not be eligible to,—
 - (1) cross the efficiency bar next due;
 - (2) confirmation in the service; and
 - (3) promotion to the next higher post:

Provided that if a member becomes otherwise eligible for promotion, within the period mentioned above, he shall be considered for promotion and if otherwise found fit shall be promoted provisionally subject to his passing the departmental examination. He may be reverted if fails to pass the same.

Provided further that an officer who has qualified the departmental examination in whole or in part prescribed under any other rules before the notification of these rules shall not be required to qualify the whole or in part of the examination as the case may be:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st of March, 1976 shall not be required to qualify the departmental examination prescribed under these rules.

2. An officer on promotion to a higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.

3. The Government may, in consultation with the H.P. Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing, exemption in accordance with the Departmental Examination Rules, any class or category of persons from the Departmental Examination in whole or in part.

TILAK RAJ HANDA,
Secretary

LANGUAGES & CULTURAL AFFAIRS DÉPARTEMENT

ANNEXURE

NOTIFICATION

Simla-171002, the 23rd November, 1976

No. 27-13/74-LWP (B).—In exercise of the powers conferred by proviso to Article 309 of the Constitution of India and all other powers enabling him in this behalf, the Governor, Himachal Pradesh, in consultation with the Himachal Pradesh Public Service Commission, is pleased to frame the Recruitment and Promotion Rules in respect of the post of Curator Class-I (Gazetted), State Museum, in the Department of Languages and Cultural Affairs, Himachal Pradesh as per Annexure.

2. These rules shall come into force with effect from the date of their publication in the Official Gazette.

RECRUITMENT AND PROMOTION RULES FOR THE POST OF CURATOR STATE MUSEUM IN THE DEPARTMENT OF LANGUAGES AND CULTURAL AFFAIRS, HIMACHAL PRADESH

1. Name of the post	Curator State Museum.
2. Number of posts	One.
3. Classification	Class-I (Gazetted).
4. Scale of pay	Rs. 400—1200.
5. Whether selection post or non-selection post.	Selection.

6.	Age for direct recruits.	Below 45 years.	12.	If a D.P.C. exists, what is its composition.	D.P.C. to be presided over by the Chairman of the Himachal Pradesh Public Service Commission or a member thereof to be nominated by him.
7.	Minimum educational and other qualifications required for direct recruits.	<i>Essential :</i> (1) Master's degree in History, Archaeology, History of Art. (2) At least five years experience of work in a responsible capacity in a Museum of Art and Archaeology.	13.	Circumstances in which Himachal Pradesh Public Service Commission is to be consulted in making recruitment.	As required under the Law.
		<i>Desirable:</i> (1) Published research work or Ph. D. (2) Knowledge of History and Archaeology with evidence of research work about Art of the State. (3) Knowledge of customs, manners and dialects of Himachal Pradesh and suitability for appointment in the peculiar conditions prevailing in the Pradesh.		<i>Foot notes:—</i>	
8.	Whether age and educational qualification prescribed for direct recruits will apply in case of promotees.	No.	1.	Upper age-limit for direct recruits will not be applicable to candidates already in the service of the Government.	
9.	Period of probation, if any.	2 years subject to such further extension for a period not exceeding one year as may be ordered by the competent authority in special circumstances and for reasons to be reduced to writing.	2.	Upper-age limit is relaxable for Scheduled Castes/Tribes candidates and other categories of persons to the extent permissible under the general or special orders of Himachal Pradesh Government.	
10.	Method of recruitment, whether by direct recruitment or by promotion/deputation/transfer and the percentage of vacancies to be filled by various methods.	By promotion failing which by direct recruitment.	3.	Age and qualifications in case of direct recruits, relaxable at the discretion of the Commission in case of candidates otherwise well qualified.	
11.	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer to be made.	Promotion from amongst Curators in the scale of Rs. 700—1100 having seven years service in the grade.	4.	Provisions of col. 10 and 11 are to be revised by the Government in consultation with the Himachal Pradesh Public Service Commission as and when the number of posts under col. 2 are increased or decreased.	
			5.	Age-limit for direct recruits will be reckoned from the last date fixed for receipt of applications by the Commission.	
			6.	Where the Government is of the opinion that it is necessary or expedient to do so, it may by order for reasons to be recorded in writing and in consultation with the Himachal Pradesh Public Service Commission, relax any of the provisions of these rules with respect to any class or category of person or post.	
			7.	Selection for appointment in case of direct recruits, shall be made on the basis of <i>viva voce</i> test, if the Commission so considers necessary or expedient, by a written test, the standard syllabus etc. of which will be determined by the Commission or a practical test.	
			8 (a)	Every member of the service shall pass a departmental examination as prescribed in the Departmental Examination Rules within the probation period or within two years from the notification of these rules whichever is later failing which he shall not be eligible to,— (i) cross the efficiency bar next due; (ii) confirmation in the service; and (iii) promotion to the next higher post: Provided that if a member becomes otherwise eligible for promotion, within the period mentioned above he shall be considered for promotion and if	

otherwise found fit shall be promoted provisionally subject to his passing the departmental examination. He may be reverted if he fails to pass the same:

Provided further that an officer who has qualified the departmental examination in whole or in part prescribed under any other rules before the notification of these rules, shall not be required to qualify the whole or in part of the examination as the case may be:

Provided further that an officer for whom no departmental examination was prescribed prior to the notification of these rules and who has attained the age of 45 years on the 1st March, 1976 shall not be required to qualify the departmental examination prescribed under these rules.

(b) An officer on promotion to a higher post in his direct line of promotion shall not be required to pass the aforesaid examination if he has already passed the same in the lower gazetted post.

(c) The Government may, in consultation with the Himachal Pradesh Public Service Commission, grant in exceptional circumstances and for reasons to be reduced to writing exemption in accordance with the Departmental Examination Rules, any class or category of persons from the Departmental Examination in whole or in part.

S. K. ALOK,
Secretary.

भाग 4—स्थानीय स्वायत शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटिफाइड और टाउन एरिया तथा पंचायत विभाग

LOCAL SELF GOVERNMENT DEPARTMENT NOTIFICATION

Simla-171002, the 12th January, 1977

No. 1-13/68-LSG.—In exercise of the powers conferred on him under section 215 of the Himachal Pradesh Municipal Act, 1968 (Act No. 19 of 1968), the Governor of Himachal Pradesh having confirmed the amendments in the Job-Porters Bye-Laws of the Municipal Committee, Nahan, made by it under section 212(e) of the said Act, increasing thereby rates by 50% specified in columns 3 and 4 of the schedule appended to notification with even number, dated the 4th March, 1969, is pleased to publish the same, for general information. The revised schedule of rates shall come into force within the territorial jurisdiction of the Municipality after 15 days from the publication of this notification in the Himachal Pradesh Rajpatra.

R. C. GUPTA,
Secretary.

PANCHAYAT SAMITI JAGJITNAGAR DISTRICT SOLAN HIMACHAL PRADESH NOTIFICATION

Jagjit Nagar, the 12th January, 1977

No. C.D.P.-SLM-JL-PCH (104)-I.—In exercise of the powers conferred on it under section 102 (1) (XXXVI) of Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970), the Panchayat Samiti Jagjitnagar, Distt. Solan with the previous approval of the Governor of Himachal Pradesh has in its meeting held on 17.8.1976 passed "The Panchayat Samiti Jagjitnagar Keeping and Destruction of Dogs Bye-Laws, 1976" the same having been previously published in the area of the Panchayat Samiti as required under rule 56 of the Himachal Pradesh Panchayat Samitis Rules, 1971.

BYE-LAWS

1. (1) These bye-laws may be called the Panchayat Samiti Jagjitnagar Keeping and Destruction of Dogs Bye-Laws, 1976.
- (2) These shall come into force from the date of publication in the Himachal Pradesh Rajpatra.
2. No person shall keep a dog of more than two months age within the Panchayat Samiti area

for more than one month unless it is registered at the Samiti office.

3. (1) Any person who wishes to register a dog shall apply for such registration to the Executive Officer of the Panchayat Samiti.
- (2) Every application for registration shall be accompanied by a fees of Rs. 5.00 per dog.
- (3) A registration shall remain in force for one year ending 31st March and any person who wishes to renew any registration for a further period of one year or fraction thereof shall apply for renewal of registration in the same manner as if the registration is being done for the first time. The fee of Rs. 5/- shall be payable for such renewal.
- (4) The Executive Officer of the Panchayat Samiti or any other officer authorised by the Panchayat Samiti shall register or cause to be registered every dog in respect of which an application for registration is received together with the prescribed fee and shall issue to the applicant a metal badge in token of the dog having been registered.
- (5) If any badge issued under bye-law (4) above is lost the owner or keeper of the dog in respect of which the badge was issued may apply for another badge to the Executive Officer and a new badge shall be issued on receipt of Rs. 3/-.
- (6) The badge shall be attached to the collar to be put round the neck of a dog. The responsibility for doing so shall be that of the owner or keeper of the dog.
4. (1) Any dog fund in public place shall, unless registered and wearing such badge shall be liable to be destroyed as a stray dog as an anti-rabic measure. Action to destroy such dogs shall be taken under the orders of the Sanitary Inspector of the area or any other officer authorised by the Panchayat Samiti in this behalf.
- (2) It shall be the duty of the person destroying the dogs to prepare a list and submit the same to the Executive Officer of the Panchayat Samiti.
5. It shall be the duty of the Gram Panchayat of the area where a dog is destroyed to arrange for its removal and burial. The cost incurred

shall be payable out of Panchayat Samiti fund on receipt of bill(s).

6. It shall be the duty of the owner or keeper of the registered dog to get it protected by injection or otherwise against rabies at the Vety. Hospital within the area of the Panchayat Samiti or outside.
7. Prosecution for any breach of these bye-laws be instituted by the Executive Officer of the Panchayat Samiti or any other person authorised by the Panchayat Samiti in his behalf.
8. Any person, who commits a breach of these bye-laws shall on conviction by the Nyaya Panchayat having jurisdiction, be punishable with fine which may extend to Rs. 50/- and in the case of continuing breach, with a further fine which may extend to Re. 1/- for every day during which the breach is continued after conviction for the first such breach provided that the aggregate shall not exceed Rs. 75/-.

By order,
P. R. KASHIV,
Executive Officer.

पंचायत समिति जगजीतनगर, ज़िला सोलन, हि० प्र०

अधिसूचना

जगजीतनगर, 12 जनवरी, 1977

संख्या सी० डी० पी०-एस एल एन-जे एन-पी० सी० एव० (104)-
आई.-पंचायत समिति जगजीतनगर ने अपनी 17-8-1976 की बैठक जो श्री कंवर इश्वरी सिंह, अध्यक्ष, पंचायत समिति, जगजीतनगर की अध्यक्षता में सम्पन्न हुई, निम्नलिखित उपचिविधियाँ हिमाचल प्रदेश पंचायती राज अधिनियम, 1968 की धारा 102(1) के अधीन बनाए गए हिमाचल प्रदेश पंचायत समिति नियम, 1971 के नियम 56 के अन्तर्गत बनाई।

* पंचायत समिति की निम्न स्थाई समितियाँ होंगी:-

- (क) वित्त तथा कराधान की स्थाई समिति नं० 1।
- (ख) कृषि उत्पादन, पशु पालन, लघु सिंचाई, शक्ति, यातायात तथा निर्माण कार्य के लिए स्थाई समिति नं० 2।
- (ग) शिक्षा, समाज कल्याण, सार्वजनिक स्वास्थ्य और सफाई जिसमें ग्रामीण पानी सप्लाई भी सम्मिलित, सहकारिता तथा गृह निर्माण के लिए स्थाई समिति नं० 3।

- 1 (2) स्थाई समिति नं० 1 इस प्रकार होगी:-

 - (क) अध्यक्ष अध्यक्ष पंचायत समिति।
 - (ख) सचिव कार्यकारी अधिकारी पंचायत समिति।
 - (ग) सदस्य समिति के अध्यक्ष द्वारा स्वीकृत सम्बन्धित स्थाई समिति के अध्यक्ष द्वारा मनोनीत नौ सदस्य (अध्यक्ष के अतिरिक्त)।

- 1 (3) स्थाई समिति नं० 2 इस प्रकार रचित होगी:-

 - (क) अध्यक्ष अध्यक्ष पंचायत समिति।
 - (ख) सचिव कृषि विस्तार अधिकारी या जूनियर इंजिनियर या वित्तार अधिकारी उद्योग।
 - (ग) सदस्य पंचायत समिति के अध्यक्ष द्वारा पूर्व स्वीकृत और उक्त स्थाई समिति के अध्यक्ष द्वारा मनोनीत अधिकारी नौ सदस्य।

1 (4) स्थाई समिति नं० 3 की रचना इस प्रकार होगी:-

(क) अध्यक्ष	पंचायत समिति द्वारा चुना जायेगा।
(ख) सचिव	समाज शिक्षा एवं पंचायत अधिकारी या विस्तार अधिकारी सहकारिता।
(ग) सदस्य	अध्यक्ष समिति द्वारा पूर्व स्वीकृत और उक्त स्थाई समिति के अध्यक्ष द्वारा मनोनीत नौ सदस्य।

1 (5) कोई भी समिति सदस्य एक से अधिक स्थाई समिति का सदस्य न बन सकेगा।

1 (6) प्रत्येक स्थाई समिति में न्यूनतम एक अनुमोदित जातीय सदस्य होगा।

1 (7) प्रत्येक स्थाई समिति नं० 2 और 3 में एक-एक महिला सदस्य होगी।

1 (8) स्थाई समितियों के अध्यक्ष तथा सदस्यों का कार्यकाल एक वर्ष होगा। उसके तुरन्त पश्चात् नए अध्यक्ष तथा सदस्य नियुक्त होंगे। पुराने सदस्य की पुनः नियुक्ति पर कोई प्रतिवर्त्तन न होगा।

2. समिति के पूर्णगठन के तुरन्त पश्चात् समिति के प्राथमिक सहायकत्वित पदेन सदस्यों की, पंचायत समिति कार्यालय में, सूचना द्वारा सूचित, तिथि तथा समय पर ऐसे सदस्यों का जो स्थाई समितियों के सदस्य बनाने हैं, के चुनाव नियुक्तियों के लिये अध्यक्ष पंचायत समिति बैठक बुलायेगा। सदस्यों को बैठक की तिथि तथा स्थान की सूचना डाक एवं विशेष संदेश वाहक द्वारा बैठक की तिथि से न्यूनतम पूरे दस दिन पूर्व भेजी जायेगी।

3. उपरोक्त सूचना सदस्य के साधारण निवास स्थान पर भेजी जायेगी।

4. बैठक का सभापतित्व समिति के अध्यक्ष या उनकी अनुपस्थिति में उपाध्यक्ष द्वारा किया जायेगा।

5. साधारण बैठक में संख्या, समिति के मत देने का अधिकार रखने वाले कुल सदस्यों की संख्या का तीसरा भाग बनेगा और विशेष बैठक में उनका आधा भाग बनेगा।

6. समिति अध्यक्ष उपस्थित सदस्यों को स्थाई समिति नं० 3 के अध्यक्ष के लिये नाम प्रस्तावित और अनुमोदित करने को कहें। यदि एक ही नाम प्रस्तावित तथा अनुमोदित हो तो स्थाई समिति नं० 3 का अध्यक्ष वही चुना गया समझा जायेगा। यदि एक से अधिक नाम प्रस्तावित एवं अनुमोदित हों तो अध्यक्ष समिति प्राथमिक तथा सहायकत्वित सदस्यों को कहेगा कि वे हाथ उठा कर प्राथमिकता दें और वह प्रस्तावित सदस्य जिसको सर्वाधिक प्राथमिकता मिलेगी, वही स्थाई समिति नं० 3 का अध्यक्ष चुना गया समझा जायेगा। यदि दो ऐसे सदस्यों में बराबर की प्राथमिकता हो तो अध्यक्ष समिति, भाग्य द्वारा निर्णय करेगा।

7. यदि स्थाई समिति के अध्यक्ष अथवा सदस्य का स्थान मृत्यु, त्याग पत्र या किसी अन्य कारण से रिक्त हो जगता है तो नया सदस्य या अध्यक्ष, जैसा भी हो, का मनोनयन, समिति का सभापति सम्बन्धित समिति के सदस्यों विचार विर्मश से करेगा।

8. प्रत्येक स्थाई समिति उन शक्तियों का प्रयोग तथा कर्तव्यों का पालन करेगी जो घोषणा पत्र नं 0 1 में दी गई है।

9. (क) स्थाई समिति दो मास में न्यूनतम एक बार बैठक करेगी।

(ख) बैठक समिति कार्यालय में होगी।

(ग) बैठक की तिथि तथा समय स्थाई समिति के अध्यक्ष द्वारा निश्चित किया जायेगा।

(घ) बैठक की कार्य सूची स्थाई समिति के सचिव द्वारा समिति के अध्यक्ष की अनुमति से तैयार की जायेगी।

10. स्थाई समिति के बहुमत के लिखित मांग करने पर, ऐसी मांग के एक सप्ताह के भीतर किसी समय भी, पंचायत समिति का अध्यक्ष, उक्त स्थाई समिति की विशेष बैठक बुलाएगा। यह बैठक उसी कार्यक्रम के लिए बुलाई जायेगी, जिसका वर्णन बहुमत की लिखित मांग में होगा। यह विशेष बैठक अध्यक्ष पंचायत समिति अपने तौर पर बुला सकेगा।

11. स्थाई समिति की प्रत्येक बैठक उसके अध्यक्ष की अध्यक्षता में होगी। अध्यक्ष की अनुपस्थिति में उपस्थित सदस्य अपने में से एक सदस्य को उक्त बैठक के लिए सभापति चुन लेंगे।

12. जब तक स्थाई समिति की बैठक में पूरक संस्था न होगी तब तक कोई कार्य न हो सकेगा।

13. कार्यसूची की किसी बात पर स्थाई समिति में यदि मतभेद हो तो वहसंस्था का मत मान्य होगा। मतों की बराबरी होने पर सभापति को एक अनिरिक्त या निर्णयिक मत देने का अधिकार होगा।

14. सम्बन्ध तथा पदेन सदस्यों को मत देने का अधिकार नहीं होगा, परन्तु वे विचार विर्मश में भाग ले सकेंगे।

15. प्रत्येक कार्य जो स्थाई समिति द्वारा निपटाया जा सकता हो, सम्बन्धित स्थाई समिति द्वारा इस पर विचार कर लेना होगा। यदि उस में वित वांछित हो तो स्थाई समिति नं 0 1 द्वारा उसका निर्णय होगा। दो या अधिक स्थाई समितियों में मतभेद की दशा में कार्यकारी अधिकारी इसको आगामी बैठक में प्रस्तुत करेगा।

16. स्थाई समितियों की बैठक की अध्यक्षता अध्यक्ष या उपाध्यक्ष करेंगे और उनकी अनुपस्थिति में उपस्थित सदस्यों में से उन्हीं द्वारा चुना गया सदस्य करेगा।

17. दो अथवा अधिक स्थाई समितियों में यदि प्रतिस्पर्धी प्रस्ताव पास किये हों और संयुक्त बैठक में ऐसे प्रस्तावों का कोई निर्णय न हो सके तो कार्यकारी अधिकारी, समिति या समिति अध्यक्ष के समक्ष रखेगा और ऐसे विषयों को अनिर्णित रखते हुए अन्य विषयों पर कार्यालय कार्यालय कराएगा।

18. प्रत्येक स्थाई समिति अपने अन्तर्गत विषयों पर कार्य करने और अपने प्रस्तावों को कार्यरूप देने में पंचायत समिति के कर्मचारी वर्ग की सहायता ले सकती है।

19. पंचायत समिति द्वारा उपरोक्त उपविधियों में जुटाये गये प्रबन्ध न्यून अधिक संशोधन के साथ स्थाई समितियों पर भी लागू होंगे।

20. (क) स्थाई समिति की बैठक की कार्यवाही सम्बन्धित सचिव द्वारा कार्यवाही पुस्तिका में लिखी जाएगी और बैठक के तुरन्त बाद अध्यक्ष उस पर हस्ताक्षर करेगा। यदि किसी कारणवश ऐसा न हो सके तो बैठक के पश्चात् उसी दिन ऐसा करेगा।

(ख) स्थाई समितियों की संयुक्त बैठक के लिए पृथक पुस्तिका रखी जाएगी। जो कार्यकारी अधिकारी रखेगा और कार्यवाही पर अध्यक्ष के हस्ताक्षर बैठक के तुरन्त बाद होंगे। यदि ऐसा किसी कारणवश सम्भव न हो तो बैठक के पश्चात् उसी दिन करेगा।

21. (1) यह कार्यकारी अधिकारी पंचायत समिति का कर्तव्य होगा कि वह स्थाई समिति द्वारा पृथक या संयुक्त रूप से लिए गए सभी निर्णय पंचायत समिति की आगामी शीघ्र होने वाली बैठक में निम्न प्रमाण-पत्रों सहित रखेगा :—

(क) स्थाई समिति या समितियों, जैसा भी हो, के अधिकार योग्यता में है।

(ख) सूचनार्थ अथवा आज्ञार्थ है।

(ग) अमान्य किया जाये क्योंकि यह विविध, नियम, सुरक्षारी आदेश या नियतियों के विरुद्ध है।

21. (2) यदि कोई निर्णय स्थाई समिति/समितियों के अधिकार क्षेत्र से बाहर लिया गया हो तो पंचायत समिति—

(क) अपनी स्वीकृत प्रदान कर सकती है, यदि निर्णय उसके अधिकार क्षेत्र में हो।

(ख) सक्षम प्राधिकारी को स्वीकृति के लिए प्रेषित कर सकती है।

21. (3) यदि निर्णय स्थाई समिति/समितियों के अधिकार क्षेत्र में हो तो पंचायत समिति इसे सूचनार्थ नोट करेगी और आपत्ति नहीं उठा सकेगी।

(4) उच्चतर प्राधिकारी पर पंचायत समिति की आज्ञा से कोई निर्णय लेना हो तो वह कार्य संचालन नियमावली के अनुसार समझा जायेगा और यदि यह पंचायत समिति के अधिकार क्षेत्र में होगी तो इस पर निर्णय ले लिया जाएगा। यदि विषय ऐसा हो जिस पर सक्षम प्राधिकारी की अनुमति की आवश्यकता हो तो पंचायत समिति उचित अभिशंकाओं सहित उक्त प्राधिकारी को प्रेषित करेगी।

21. (5) उपरोक्त (1) एक में दिये कारणों से यदि पंचायत समिति किसी विषय पर निर्णय न ले सके तो यह कार्यकारी अधिकारी का कर्तव्य होगा कि वह धारा 102 के अधीन कार्यवाही की प्रतिलिपि जिला आयुक्त को ऐसी कार्यवाही करने के लिए प्रेषित करे, जैसाकि वह उचित समझे।

22. आपत्ति काल स्थिति में अध्यक्ष पंचायत समिति विषय को सीधा पंचायत समिति के समक्ष रखने को कह सकता है यदि उस विषय

को स्थाई समितियों के समक्ष उपनिविधियों के अनुमार रखे जाने का समय न हो।

23. यदि स्थाई समितियों का कोई सदस्य (अध्यक्ष के अतिरिक्त) निरन्तर चार बैठकों में भाग न ले तो वह इस स्थाई समिति का सदस्य नहीं रहेगा और यह विषय शीघ्र आगामी पंचायत समिति की बैठक में प्रस्तुत किया जायेगा। समिति उस सदस्य की सदस्यता को, यदि अनुपस्थिति के बारे में सशक्त कारण हों तो पुनः स्थापित करेगी।

घोषणा पत्र नं 0 1.—पंचायत समिति की स्थाई समितियों की शाक्तियों तथा कर्तव्य

क्रम संख्या	स्थाई समिति	शाक्तियां तथा कर्तव्य
1	2	3

- स्थाई समिति नं 0 1
 - नौकरियों की उत्पत्ति।
 - बजट तैयार करना।
 - खण्ड में कर्मचारी गण की स्थिति का पुनः निरीक्षण।
 - घोषणा पत्रों का प्रेषित करना तथा हिसाब किताब का रखना।
 - पुनः निरीक्षित तथा पूरक बजट तैयार करना।
 - प्रत्येक वित्तीय वर्ष की आय और व्यय का हिसाब रखना।
 - कर प्रस्तावों की व्यवस्था करना (बनाना)।
 - करों में कमी, समाप्ति, क्षमा या छुट बारे प्रस्ताव करना।
 - फीसों की प्राप्ति तथा मेलों के प्रबन्ध को ठेके पर देना।
 - फीसों तथा करों आदि की प्राप्ति।
 - कर्जों की स्वीकृति देना।
 - कर्जों की वापसी का निरीक्षण करना।
 - पंचायतों के हिसाब किताब तथा बजट का निरीक्षण करना।
 - पंचायतों को उनके बजट एवं योजनाएं बनाने में सहायता करना।
 - भूमि एवं अचल सम्पत्ति का अभिग्रहण करना।
 - सम्बन्धित नियमों में प्रावधान की सीमाओं के अन्दर वित्तीय स्वीकृति देना।
- स्थाई समिति नं 0 2
 - खाना नं 0 2 में वर्णित विषयों के बारे में सम्बन्धित अधिकारियों द्वारा निर्मित योजनाओं पर विचार करना तथा मंशोद्धन सहित अथवा बिना मंशोद्धन उन्हें अनुमति प्रदान करना।
 - स्थाई समिति को दिए गए विषयों के बारे योजनाओं की स्वीकृति करना यदि वांछित राशि समिति के अधिकार क्षेत्र में हो और उसका आवश्यक प्रावधान हो।
 - समिति को दिए गए विषयों बारे सारी योजनाओं के कार्यान्वयन का पर्यवेक्षण करना।
 - दिए गए विषयों बारे योजनाओं के कार्यान्वयन के लिए मानव शक्ति खोतों को गतिशील करना त। स्वैच्छिक दान द्वारा धन राशि जुटाना।
 - दत्त विषयों के बारे योजनाओं जिनके कार्यान्वयन का उत्तरदायित्व पंचायत समिति द्वारा पंचायतों को दिया गया है का पर्यवेक्षण करना।

1 2 3

- वीमा एवं लघु बचत द्वारा बचत की प्रवृत्ति को प्रोत्साहन देना।
- ग्राम पंचायतों को उनकी विकास योजनाओं को कार्यान्वित करने के लिए जिन्हें करने में वह असमर्थ हों वित्तीय सहायता की सीमा बारे निर्णय लेना एवं तकनीकी सहायता दिलाने का प्रवन्ध करना [धारा 101 (1)]।
- पंचायत समिति द्वारा सम्बन्धित पर स्थाई समिति को दी गई शाक्तियां एवं क्रत्य कार्यों को कार्यान्वित करना।

1. खाना नं 0 2 में वर्णित विषयों के बारे में सम्बन्धित अधिकारियों द्वारा निर्मित योजनाओं पर विचार करना तथा मंशोद्धन सहित अथवा बिना मंशोद्धन उन्हें अनुमति प्रदान करना।

खाना नं 0 2
कृप्या देखिये धारा 98 (1)
1. कृषि
2. पशुपालन तथा मन्दिरों पालन।
3. यातायात।
4. विविध केवल (2) से (10) तक।

- स्थाई समिति को दिए गए विषयों बारे सारी योजनाओं के कार्यान्वयन का पर्यवेक्षण करना।
- दिए गए विषयों बारे योजनाओं के कार्यान्वयन के लिए मानव शक्ति खोतों को गतिशील करना त। स्वैच्छिक दान द्वारा धन राशि जुटाना।
- दत्त विषयों के बारे योजनाओं जिनके कार्यान्वयन का उत्तरदायित्व पंचायत समिति द्वारा पंचायतों को दिया गया है का पर्यवेक्षण करना।

1 2

3

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2

3

6. पंचायत समिति की पूर्ण सम्पत्ति (चल अचल) का प्रबन्ध करना।

7. ऐसी किसी समिति के निर्माण, साधारण अथवा सुधार जो पंचायत समिति के नियन्त्रण वा प्रबन्ध में हों वारे ग्राम पंचायत को स्थानातरण करने पर निर्णय लेना 102 (2) (11)।

8. दत्त विषयों में से कौन सा विषय ग्राम पंचायत को स्थानात्तरित करना है वे वारे निर्णय लेना धारा 101 (2) (1)।

9. पंचायत समिति द्वारा समय-समय पर स्थाई समिति को दी गई शक्तियाँ एवं कृत्य कार्यों को कार्यान्वयन करना।

3. स्थाई समिति नं 03 कृष्णा देविण धारा 98 (1)।

3. स्वास्थ्य एवं देहात की मफाई।

5. सामाजिक शिक्षा

6. महाकारिता

7. विविव केवल (1), (10), (12), (14) से (16 तक

1. खाना नं 02 में वर्णित विषयों वारे सम्बन्धित अधिकारियों द्वारा निमित योजनाओं पर विचार करना तथा संगोष्ठन महित अथवा बिना संगोष्ठन उन्हें अनुमति प्रदान करना।

2. दत्त विषयों वारे योजनाओं में वांछित राशि स्थाई समिति के अधिकार क्षेत्र में हो और उसका आवश्यक प्रावधान हो।

3. स्थाई समिति को दत्त विषयों के वारे में सारी योजनाओं के कार्यान्वयन का पर्यवेक्षण करना।

4. दत्त विषयों वारे योजनाओं के कार्यान्वयन के लिए मानव याकित स्रोतों को गतिशील करना तथा स्वैच्छिक दान द्वारा वन राशि जुटाना।

5. दत्त विषयों वारे योजनाओं जिनके कार्यान्वयन का उत्तर दायित्व पंचायत समिति द्वारा पंचायतों को स्थानात्तरित किया गया है का पर्यवेक्षण करना।

6. दत्त विषयों में से कौन सा विषय ग्राम पंचायतों को स्थानात्तरित करने के लिए निर्णय लेना [धारा 101 (2) (1)]।

7. पंचायत समिति द्वारा समय-समय पर स्थाई समिति को दी गई शक्तियाँ एवं कृत्य कार्यों को कार्यान्वयन करना।

4. संयुक्त स्थाई समिति नं 01 तथा 2।

1. स्थाई समिति 2 की दत्त विषयों के वारे योजनाओं की स्वीकृति देना जो उसके अधिकार धेत्र के बहार की हों, यदि—
(क) योजनाएं पंचायत समिति के अधिकार क्षेत्र में हों।
(ख) और उसके लिए वित्तीय प्रावधान हो।

2. स्थाई समिति नं 02 को दत्त विषयों के वारे में जो पंचायत समिति के अधिकार धेत्र में हो पंचायत समिति के समक्ष रखने से पूर्व जिला परिषद् या सरकार की स्वीकृति बांधित होने पर विचार करना।

5. संयुक्त स्थाई समिति 1 तथा 2.

1. स्थाई समिति 3 की दत्त विषयों वारे योजनाओं की स्वीकृति देना जो उसके अधिकार धेत्र के बाहर की हों। यदि—
(क) योजनाएं पंचायत समिति के अधिकार क्षेत्र में हो।
(ख) और उसके लिए वित्तीय प्रावधान हो।

2. स्थाई समिति 3 का दत्त विषयों वारे जो पंचायत समिति के अधिकार क्षेत्र में न हों एवं पंचायत समिति के समक्ष रखने से पूर्व जिला परिषद् या सरकार की स्वीकृति

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वांचित हो, पर विचार करना।

धारा 102 (3)

कार्यकारी अधिकारी, समिति की कार्यवाही उसी समय कार्यवाही पुस्तिका में लिखेगा और अन्त में अध्यक्ष के हस्ताक्षर करवाएगा। यदि किसी कारणवश ऐसा मम्भव न हो तो बैठक के बाद उसी दिन कार्यवाही पुस्तिका में लिखेगा और आगामी बैठक में पिछली कार्यवाही के पुष्टीकरण के पश्चात् हस्ताक्षर करवायेगा।

६. सभी स्थाई समितियों के लिए सामान्य।

- एसी सभी शाक्तियां तथा कृत्यकार्य जो जिला परिषद् ने पंचायत समिति को सौंपे हों और उसने आगे स्थाई समिति को सौंप दिये हों।
- विषयों के बारे रिकार्ड, रिपोर्ट एवं सूचना मंगवाना।
- ग्राम कार्यकर्ताओं के दत्त विषय के बारे रिकार्ड, रिपोर्ट एवं सूचनाएं मंगवाना।
- उप-विधियां बनाना।
- दत्त विषयों सम्बन्धि योजनाओं में से कोई योजना कार्यान्वयन के लिए ग्राम पंचायत को हस्तांतरित करने की शक्ति।
- अधिकारियों को समिति की बैठक में भाग लेने के लिए बुलाना (धारा 95)।

७. मन्युक्त सभी स्थाई समितियां।

- खण्ड विकास योजनाएं तैयार करने तथा स्वीकृत करना।
- 3. स्थाई समितियों को दत्त विषयों सम्बन्धित योजनाओं में समन्वयन।

धारा 102 (1)
तथा 102(2).

पंचायत समिति अपने कार्य सम्पादन के प्रत्येक 2 मास के बाद साधारण बैठक बुलाएगी। यह बैठक पंचायत समिति के कार्यालय में होगी। तिथि, समय तथा कार्य सूची का नोटिस प्रत्येक सदस्य को पूरे 10 दिन पूर्व अध्यक्ष व उसकी अनुपस्थिति में उपाध्यक्ष प्रेषित करेगा। और इस साधन से जो भी उचित समझे (धारा 79 तथा 80) विशेष बैठक के लिए न्यूनतम पूर चार दिन पूर्व नोटिस देना होगा। इसी प्रकार स्थागित बैठकों के लिए भी नोटिस जारी करने होंगे।

धारा 102 (6)

जन साधारण समिति के रजिस्टर, दस्तावेज, प्रस्ताव, एक रुपया आगामी फीस देकर निरीक्षण कर सकेगा। और नक्शे तथा योजना के निरीक्षण के लिए दो रुपये आगामी फीस [जमा] करवानी होगी। इस निरीक्षण की अनुमति अध्यक्ष समिति से लेनी होगी। प्रतिलिपि एक रुपया प्रति सफा या उसका आंशिक भाग फीस देकर प्राप्त की जा सकती है।

धारा 102 (7)

पंचायत समिति की बैठक में पूरक संस्था धारा 84 के अनुसार होगी।

धारा 102 (8)

(क) पंचायत समिति अथवा स्थाई समिति की बैठक जिसमें

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ऐसी सुविधा पर विचार हो रहा हो जिसमें किसी सदस्य की आर्थिक रुचि हो वह सदस्य विशेष उस बैठक में बैठ तो सकेगा परन्तु विचार विमर्श में भाग नहीं ले सकेगा।

(ब) अध्यक्ष या उनकी अनु-पस्तिति में उपाध्यक्ष कार्यवाही का संचालन करेंगे। सदस्यों के अतिरिक्त सभापति किसी अन्य जन-साधारण को भाग लेने की स्वीकृति दे सकता है। यदि वह विचार विमर्श में भाग ले या कोई गड़बड़ करे तो उसे सभापति बैठक से बाहर निकल जाने को कह सकता है। किसी संविदा में वाद विवाद की सूरत में सभापति मत देने का अधिकार रखने वाले सदस्यों को हाथ उठा कर प्राथमिकता के आधार पर सभापति निर्णय देगा। यदि वरावर की प्राथमिकता हो तो सभापति अपने अतिरिक्त निर्णयक मत के प्रयोग का अधिकारी होगा।

(ग) अध्यक्ष/कार्यकारी अधिकारी विना फीस प्राप्त करके प्रत्येक मत अधिकारी समिति सदस्य को और 3 रूपये आगामी फीस लेकर गैर सदस्य को कार्यवाही पुस्तिका के निरीक्षण की अनुमति दे सकेगा। प्रतिनिधि एक रूपया प्रति सफा या आंशिक भाग के हिमाव मे मत अधिकारी मदम्य तथा गैर मदम्य को दे सकेगा।

धारा 102 (9)

धारा 128 के अन्तर्गत शुल्क, पथ-कर एकत्रित करने का अधिकार कार्यकारी अधिकारी को होगा जो इस काम को ठेके पर भी दे सकेगा। यह ठेका 5 प्रमेन्ट पर होगा, मेले के प्रबन्ध का

धारा 102 (13)

पंचायत समिति निम्न कार्यों पर सरकार की स्वीकृति से फीस लगा सकती है जो उसके सामने लिखी गई है तथा लाइसेन्स दे सकती है।

1. करयाना, हलवाई तथा अन्य खाने पीने की चीजों की दुकानों पर।

धारा 102 (11)

अधिकार भी कार्यकारी अधिकारी को होगा परन्तु कोई ऐसा कार्य करने के पश्चात् पंचायत समिति की आगामी शीघ्र होने वाली बैठक में कार्यकारी अधिकारी इसे प्रस्तुत करके इस की स्वीकृति समिति से प्राप्त करेगा। धारा 129 के अन्तर्गत कार्यवाही करने का अधिकार भी कार्यकारी अधिकारी को होगा।

विकास खण्ड की सीमा में जो मेले लगते हैं या कृषि-उद्योग प्रदर्शनियां लगाई जाती हैं उनका प्रबन्ध विकास खण्ड की ओर से किया जा सकता है। दुकानदारों पर कर भी लगाये जा सकते हैं जो समय-समय पर निर्धारित किये जायेंगे। मेले के स्थान की स्वच्छता, सफाई, पानी सप्लाई, टट्टियों आदि के प्रावधान का उत्तरदायित्व समिति पर होगा। यदि वह ऐसे उक्त मेलों में दुकानदारों पर कर लगाए।

धारा 102 (12)

इस अधिनियम के अधीन लगाए गए स्थानीय करों, उपकरों तथा शुल्कों का शेष, तथा धारा 128 के अधीन ठेकेदारों को सौंपे गए नए शेल्कों तथा पथ-करों की प्राप्ति का बकाया मालगुजारी के बकाए के रूप में प्राप्त किया जा सकेगा (धारा 129) तथा भाग राशियों की प्राप्ति धारा 109 के अधीन प्राप्त की जा सकेगी।

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- (क) परचून-10 ₹० वार्षिक
- (ख) थोक-30 ₹० वार्षिक ।
- 2. मीट (मांस) की दुकान 30 ₹० वार्षिक ।
- 3. प्रति टांगा तथा ठेला 7 ₹० वार्षिक ।
- 4. कोर्चिंग लाईसेन्स टांगा 5 ₹० वार्षिक ।
- 5. साइकल पर 4 ₹० प्रति साइकल ।

- 6. पेशा कर—धारा 130 के अन्तर्गत हिमाचल प्रदेश सरकार को पेशा टैक्स लगाने की स्वीकृति देने के लिये लिखा जायेगा ।

उक्त कर की क्षमा के लिये पंचायत समिति को अपील करनी होगी ।

धारा 102 (14) धारा 98 में वर्णित कर्तव्य के पालन के लिये देखभाल प्रबन्ध आदि कार्यकारी अधिकारी करेगा ।

धारा 102 (15) धारा 105 से 108 तक के अधीन कार्यवाही कार्यकारी अधिकारी करेगा ।

धारा 102 (16) (क) पशुओं की मण्डि में प्रबन्ध पंचायत समिति करेगी और वहाँ की सफाई आदि का प्रबन्ध भी करेगी और प्रत्येक पशु की बिक्री पर निम्न कर लगायेगी :—

- 1. प्रत्येक पशु पर एक रुपया दाखला फीस होगी ।
- 2. बैल 5 प्रतिशत ।
- 3. भैंस 5 प्रतिशत ।
- 4. भेड़ 5 प्रतिशत ।
- 5. बकरी आदि पशुओं पर यह कर पशु बेचने वाले से 5 प्रतिशत की दर से प्राप्त किया जायेगा । कीमत छपाने वाले को इसका 11 गुणा देना पड़ेगा ।

- (ख) प्रबन्ध के लिये कार्यकारी अधिकारी आवश्यक नियुक्तियाँ करेगा ।

धारा 102 (17) बिना लाईसेंस प्राप्ति के कोई भी दुकानदार साधारण अथवा मेलों में बाद्य तथा पेय वस्तुओं की बिक्री नहीं कर सकेगा । प्रत्येक दुकानदार पर उसकी दुकान के आधार पर एक मे पांच रुपये तक मेला फीस लगाई जा सकती । यदि बिना लाईसेंस और फीस बिक्री करेगा तो उसे 100 रुपये दण्ड देना होगा और न देने की सूरत में कार्यकारी अधिकारी मैजिस्ट्रेट प्रथम श्रेणी की अदालत में मुकदमा चलायेगा ।

धारा 102 (18)

फीस प्राप्त कर कार्यकारी अधिकारी टांगे ठेलों को चलाने के लिये लाईसेंस देगा । उनके अड्डों के लिये पंचायत समिति प्रबन्ध करेगी । ऐसे टांगे, ठेले वालों को लाईसेन्स दिया जायेगा जिनके टांगे ठीक हालत में होंगे और घोड़ों के स्वास्थ्य के बारे पशु चिकित्सक ठीक रिपोर्ट करेगा ।

धारा 102 (19)

खतरनाक भवनों तथा स्थानों का जो पंचायत समिति के क्षेत्र में हों को हटाने या मुरम्भत करने का प्रबन्ध पंचायत समिति द्वारा निजि निधि में से किया जायेगा । समिति के ऐसे किसी प्रस्तावानुसार कार्यकारी अधिकारी कार्यवाही करेगा यदि किसी स्थान या सम्पत्ति पर नाजायज अधिकार किसी ने किया हो तो समिति इस के बारे में अपने क्षेत्र के मैजिस्ट्रेट प्रथम श्रेणी को रिपोर्ट करेगी । और यदि आवश्यक हुआ तो कार्यकारी अधिकारी समिति के पूर्व निर्णय से मुकदमा चलायेगा [धारा 98(7)(5)] ।

धारा 102 (20)

पंचायत अपने क्षेत्र में चरागाह का प्रबन्ध करेगी ।

धारा 102 (21)

पशुओं, भेड़ों और बकरियों की नस्ल सुधारने के लिये और इन में बिमारियों की रोक-थाम

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के लिये अपने क्षेत्र में पशु चिकित्सक की सहायता से प्रबन्ध करेगी। यदि इस कार्य के लिये उन्नत पशु, भेड़, बकरी खरीदने तथा विमास्थियों की रोक-थाम के लिये दवाईयों की आवश्यकता पड़े तो समिति अपनी निजि निधि से व्यय कर सकेगी।

धारा 102 (22)

जलाशयों की सफाई तथा साधारण नवीनकरण तथा निर्माण के लिये पंचायत समिति अपने निजि निधि से पंचायतों की सहायता करेगी एवं तकनीकी सहायता का प्रबन्ध करेगी।

धारा 102 (23)

शमशान घाट, कब्रियादों के प्रबन्ध में समिति निजि निधि एवं तकनीकी सहायता से पंचायतों की सहायता कर सकेगी।

धारा 102 (24)

यदि गाड़ी (टांगा ठेला आदि) का अड़ा समिति बनाए तो वहां ठहरने के लिये समिति दस पैसे प्रति गाड़ी प्रति फेरा फीस प्राप्त कर सकेगी। जिसके लिये कर्मचारी नियुक्त करेगी या इसे ठेका पर दे देगी।

धारा 102 (25)

मच्छरों को नष्ट करने एवं मलेशिया की रोक-थाम के लिये समिति डाक्टरों की सहायता ले सकेगी। दवाईयों आदि की आवश्यकता अपनी निजि निधि से पूरी कर सकेगी।

धारा 102 (26)

चूहे, टिहुयों अथवा किटाणुओं, गीदड़ों, तोतों को मारने का प्रबन्ध पंचायत समिति अपने स्रोतों द्वारा करेगी और पागल कुतों को मरवाने का प्रबन्ध भी वह पशु चिकित्सक की महायता से करेगी। दवाई आदि की आवश्यकता पड़ने पर डमका प्रबन्ध भी करेगी तथा मरे कुतों को दवाने का प्रबन्ध सम्बन्धित पंचायत करेगी।

धारा 102 (27)

पंचायत समिति अपने क्षेत्र की पंचायतों को आवश्यकता पड़ने

पर लोगों के घरों में रोजनदान लगाने और सुधार करने के लिये जिससे क्षय रोग की रोक-थाम हो सके, कहेगी तथा निरीक्षण भी कर सकेगी। }

धारा 102 (28)

शारीरिक संवर्धन को प्रोत्साहन देने के लिये समिति खेल के मैदान का प्रावधान स्वयं या पंचायतों से करवायेगी और खेल कूद की प्रतियोगितायें भी करवायेगी। नवयुवक मण्डलों को पंचायतों की आधिक स्थिति को देखते हुए पंचायतों द्वारा वित्त य सहायता भी देगी।

धारा 102 (29)

लावारिस पशुओं को, यदि ऐसे उपलब्ध हों पंचायत समिति स्वयं जब्त कर सकेगी या सम्बन्धित पंचायत को ऐसा करने के लिए कहेगी। यदि एक सत्ताह के भीतर कोई मालिक मांग न करे तो इस को निलाम करके रुपया समिति फण्ड में जमा करेगी। आधिक स्थिति को ध्यान में रखते हुए वह गौसंदेन खोलने पर भी विचार कर सकेगी।

धारा 102 (30)

पंचायत समिति अथवा उस के अधीन बनाई गई सहायक समिति सावंजनिक स्थानों जैसे मैदान, जोहड़, सराएं आदि, बेकरी, ढावा, तन्दूर, धूमरहित कुहले, सोडावाटर की फैक्टरी, वर्फ की फैक्टरी, आटे की चक्की, अनाज के गोदाम, बथशलाएं, धोबीघाट, मण्डी स्टालों का जो समिति के क्षेत्र में स्थित हों निरीक्षण करेगी। और सुधार के लिये कह सकेगी, मालिक के सुधार न करने की सूत्र में संविदा सम्बन्धित उच्चाधिकारी को सूचनार्थ एवं आवश्यक कार्यावाही हेतु भेज सकेगी।

धारा 102 (31)

पंचायत समिति अस्तबल, गोशाला, भेड़ बकरियों और सूरों के लिए गृह के बारे भी धारा 102 (31) के समक्ष लिखी कार्यवाही कर सकेगी।

1 2

3

1 2

3

धारा 102 (32) पंचायत समिति आवोसीय भवनों का भी निरीक्षण कर सकेगी निवास व्यक्तियों, जो धूत रोग से पीड़ित हों की सहायता अपाने स्त्रीतों से कर सकेगी।

धारा 102 (33) पंचायत समिति द्वारा लगाए गए करों/फीसों से समिति को जो आय होगी उसका 50 प्रतिशत भाग सम्बन्धित

ग्राम पंचायतों को दिया जायेगा।

धारा 103

इन उप-विधियों का उल्थन करने वाले के विलुप्त पंचायत समिति धारा 103 के अधीन कार्यवाही करेगी।

पी० आर० काशिवं
कार्यकारी अधिकारी, पंचायत समिति,
जगजील नगर, जिला मोलन, हि० प्र०।

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

In the Court of Shri Omkar Nath, District Judge
Hamirpur Camp at Una

बनाम

C. A. No. 68 of 1976

Captain Ram Nath adopted son of Shri Bakhshish Singh, caste Rajput, r/o Daulatpur Chowk, Tehsil Amb, District Una.

Versus

Chambel Singh (etc.)

बनाम:

Shri Chambel Singh son of Napa Ram, Rajput, r/o Daulatpur, (2) Om Parkash son of Shri Shiv Ram now shopkeeper Daulatpur Chowk, (3) Jagdish Ram s/o Parkash Singh Rajput, r/o Village Tethara now Chairman Block Samiti Gagret, Tehsil Amb, District Una.

Whereas in the above noted case, it has proved to the satisfaction of this court that the above noted respondent is evading the service of the summons and cannot be served in the normal course of service. Hence this proclamation (publication) is hereby issued against him to appear in this court on the date fixed for hearing on 21-2-77 at 10 A.M. personally or through an authorised agent or pleader to defend the case, failing which ex parte proceeding will be taken against him.

Given under my hand and seal of the court this 17th of January, 1977.

ONKAR NATH,
District Judge.

इश्तहार

Seal.

बअदालत साहिब डिस्ट्रिक्ट जज बहादुर, हिमाचल प्रदेश मुकाम ऊना
जिला ऊना

S. Act. नं० मुकदमा 36

बाबत

सन् 1976

हरी सिंह सुपुत्र श्री लाल सिंह राजपूत, गांव अमेड़ा, तहसील अम्ब, जिला ऊना वगैरा
.. सायलान (Applicants).

ग्राम जनता

जोकि हरी सिंह वगैरा सायलान (applicants) दरखास्त हमूल सर्टिफिकेट Rs. 5,573.85 paise अदालत हज़ा में पेश की है जो तारीख 6-12-76 को मंजूर हो कर इंजे रजिस्टर हुई, लिहाज़ बनावर आगाही बरादरान व करावतदारान मुतवफी इश्तहार हज़ा जारी किया जाता है कि जिस शल्स को निस्वत दरखास्त मंजूर उजरदारी करनी हो वह किवल अं तारीख 24 माह 2 सन् 1977 हाजिर अदालत हज़ा हो कर अपना उजर पेश करे वरना कोई उजर वाद इनकजाए तारीख मंजूरा समाप्त न होगा।

आज बतारीख 17 माह 1 सन् 1977 बसबत हमारे दस्तखत और मोहर अदालत से जारी किया गया।

मोहर।

हस्ताक्षरित,
डिस्ट्रिक्ट जज।

बअदालत जनाव तहसीलदार श्री दिला राम हाजरी बअखत्यारी एस्टेट कुलैंकटर I ग्रेड, बड़सर, जिला हिमाचल प्रदेश

मु० नं० 9 साल 1975

श्रीमती जमना वेवा तेज़ सिंह पुत्र धनी राम, साकन टीका खलावन, तप्पा डटवाल, तहसील बड़सर .. प्रार्थी।

बनाम

सरताज देवी वगैरा, साकनान टीका खलावत, तप्पा डटवाल, तहसील बड़सर .. प्रतिप्रार्थी।

उनवान: तकसीम भूमि खाता नं० 4, खतौनी नं० 11, 12, खसरा किता 18, रकवा बकदर 25 कनाल 8 मरले मनुसार

जमाबन्दी 1970-71 वाक्या टीका खलावत, तप्पा डटबाल, तहसील बड़सर।

बनाम : 1. सरताज देवी, 2. जुग देवी दुखतरान धनी राम, 3. तोता राम पुत्र धनी राम, 4. निर्मला देवी नावालिंग, बबलायत श्रीमती कैहरो बालदा खुद, साकनान टीका खलावत, तप्पा डटबाल।

उपरोक्त मुकदमा में सरताज देवी आदि फ्रीक दोयम को कई बार समन जारी किये गये परन्तु साधारण तरीका से उनकी तामील न हो सकी। इसलिये विज्ञापन द्वारा उन्हें सूचित किया जाता है कि वह तिथि 3-3-1977 को प्रातः 10 बजे असालतन या बकालतन हाजिर अदालत आकर पैरवी करें बरना एकषक्षीय कार्रवाई उनके विरुद्ध अमल में लाई जायेगी।

आज दिनांक 17-1-1977 को हस्ताक्षर मेरे व मोहर अदालत से जारी हुआ।

मोहर।

दिला राम हाजरी,
एसिस्टेंट कुलैक्टर।

बग्रदालत श्री भक्त राम भारद्वाज, सहायक समाहर्ता
द्वितीय श्रेणी, नूरपुर

मुकदमा नं 0 56/T

आज दिनांक 17-1-1977 को हस्ताक्षर मेरे व मोहर अदालत से जारी हुआ।

मोहर।

दिला राम हाजरी,
एसिस्टेंट कुलैक्टर।

बग्रदालत जनाब तहसीलदार श्री दिला राम हाजरी बग्रत्यारात
एसिस्टेंट कुलैक्टर, I क्लास, बड़सर, जिला हमीरपुर

मु नं 0 11, साल 1975

श्रीमती जमाब बेवा वेज सिंह पुत्र धनी राम सकना, टीका
खलावत, तप्पा डटबाल, तहसील बड़सर

.. प्रार्थी

बनाम

श्री कश्मीर सिंह पुत्र श्री सथामा, श्री निहाल सिंह पुत्र श्री चेतो,
सकना कूट, तहसील नूरपुर।

बनाम

सर्वश्री लघवीर सिंह, लहोरी सिंह पिसरान राम सिंह, सकना
कूट, तहसील नूरपुर।

प्रार्थना पत्र बराए बांट भूमि खाता नं 108, खत्तौनी नं 0
159, खसरा नं 0 473, 506, 362, 337, 338, 466, 435, 468, 363, 436/1, किंदा 10, रकबा, 157 कनाल, 14 मरला
जमाबन्दी 1971-72 वाक्या टीका कूट, मौजा सुनेट, तहसील नूरपुर, जिला कांगड़ा।

उपरोक्त मुकदमा में हर दो मसूलग्रलयम बार 2 नोटिस जारी होने पर भी वे हाजिर अदालत होने में हिला बहाना करके तामील नहीं कर पा रहे हैं। अतः बजरीया इश्तहार अखबार हर व खास को सूचित किया जाता है कि वे दिनांक 26-2-77 को प्रातः 10 बजे हाजिर अदालत आकर अपने मुकदमा की पैरवी करें। बसूरत दिगर यकतरफा कार्रवाई अमल में लाई जावेगी।

आज दिनांक 31-12-76 को हमारे हस्ताक्षर तथा मोहर अदालत से जारी हुआ।

मोहर।

भक्त राम भारद्वाज,
सहायक समाहर्ता, द्वितीय श्रेणी।

बनाम : 1. सरताज देवी, 2. जुगदेवी दुखतरान धनी राम, 3. तोता राम पुत्र धनी राम, 4. निर्मला देवी नावालिंग बबलायत श्रीमती कैहरो बालदा खुद, साकनान टीका खलावत, तप्पा डटबाल, तहसील बड़सर।

भाग 6—भारतीय राजपत्र। इत्यादि में से पुनः प्रकाशन

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं
तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनुप्रक

(शून्य)

PART II**LOK NIRMAN VIBHAG****OFFICE ORDER***Simla-1, the 16th October, 1976*

No. PWE-148-8/68-Vol. IX-ESII-21519-23.—In exercise of the powers vested in me vide SR-191 of F.R. and S.R. Vol. I read with SI. No. 54 of Appendix 13 of F.R. and S.R. Vol. II, the Engineer Officer, 3rd Circle, H. P. P. W. D., Solan, is hereby declared as Controlling Officer for the purpose of pay, Travelling Allowance and Medical Reimbursement Bills of Class III & IV staff working in the office of the Superintending Engineer, 3rd Circle, H. P. P. W. D., Solan under the following Heads of Accounts:—

1. 547—Capital Outlay on Roads and Bridges;

(a) Direction and Administration.

(a) (i) Direction (Plan) Salaries.

2. 259—Public Works;

(a) Direction and Administration.

(a) (i) Direction (Non-Plan) Salaries.

R. C. SINGH,
Mukhaya Abhiyanta.

NOTIFICATIONS*Solan the 27th January, 1977*

Whereas it appears to the Governor, Himachal Pradesh that land is likely to be required to be taken by the Himachal Pradesh Government at the public expense for a public purpose*. It is hereby notified that land in the locality described below is likely to be acquired for the said* purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested, who has any objection to the acquisition of the said land in the locality may, within thirty days of the publication of this notification, file an objection in writing before the Collector, Land

Acquisition, H. P. P.W.D. Solan.

No. SE-III-G(R)61-10/76-1682-85

Solan, the 27th January, 1977.

*Construction for RajbanJamta road.

SPECIFICATION

District: SIRMUR

Tehsil: NAHAN

Village 1	Khasra No. 2	Area Big. 3	Area Bis. 4
DABHURI	207	152	1
TIKAR	208	81	19
	292	5	7
Total ..	3	239	7

No. SE-III-G(R)61-10/76-1686-89.

Solan, the 27th January, 1977.

SPECIFICATION

District: SIRMUR

Tehsil: NAHAN

Village 1	Khasra No. 2	Area Big. 3	Area Bis. 4
DEVRI	69	191	1
TIKRI	1	191	1
Total ..	1	191	1

S. M. BHAGCHANDANI,
*Superintending Engineer,
3rd Circle, H.P. P. W. D., Solan.*

CORRIGENDUM*Dharamsala, the 28th January, 1977*

No. SEV/LA-DH-23/73-WSIII/SPL-1.—In the 10th line of notification No. SEV-WSIII/5776-LA-DH-23/73, dated 24-6-76 of Rajpatra dated 2-10-76 at page 1536, the word of notification under section 9 should be read as under section 6. The details of land and other particulars will remain the same.

R. C. KALIA,
*Superintending Engineer,
5th Circle, H. P. P. W. D., Dharamsala.*

PUBLIC WORKS DEPARTMENT

NOTIFICATION

Dalhousie, the 7th January, 1977

No. SEVII/R-87/69-332-35.—Whereas it appears to the Governor, Himachal Pradesh that the land is required to be taken by the Government at the public expenses for a public purpose, namely for the construction of Bakloh-Shahpur road, it is hereby notified that the land in the locality described below is likely to be acquired for the above purpose.

This notification is made under the provisions of section 4 of the Land Acquisition Act, 1894 to all whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor, Himachal Pradesh is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey and land in the locality and do all other acts required or permitted by that section.

Any interested person who has any objection to the acquisition of the said land in the locality may within thirty days of the publication of this notification file an objection in writing before the Collector of Land Acquisition, H. P. P.W.D., Kangra.

Sl. No.	Name of Village	Khasra No.	Area	
			Big.	Bis.
1	BALANA	470	0	1
			0	1
2	BALANA	891 891/1 1058/891	0 0 0	4 2 1
			0	7
				666

Suprintending Engineer,
7th circle, H.P.P.W.D.,
Dalhousie-176304.

PART V

NOTICE UNDER ORDER 5, RULE 20 CPC
In the Court of Shri V. K. Ahuja, Sub-Judge, 1st Class,
Hamirpur (H.P.)
Case No. 19 of 1968

मनैलो उर्फ विद्याली राम (बादी) बनाम तुलसी राम (प्रतिवादी)

बनाम

तुलसी राम पुत्र दिला राम (Dila Ram) पुत्र दीपा, जाति कबीर-पन्थी, सकना जट्टाहड़ डोली, नहमीन देहरा गोपीपुर, जिला कांगड़ा हाल पटवारी, माल-हलका विलासपुर, डाकखाना विलासपुर, वरासता हरीपुर, नहमीन देहरा गोपीपुर, जिला कांगड़ा . . . (प्रतिवादी)।

Whereas in the above noted case, it has been proved to the satisfaction of this court that, the above noted defendant (Tulsi Ram) can not be served through ordinary way as the summons were issued so many times and he the deft. is evading service.

Hence a notice under order 5, rule 20 CPC is hereby issued in favour of the above named defendant (Tulsi Ram) to appear in this Court personally or through advocate on 21-2-77 at 10 A.M., otherwise an *ex parte* proceeding shall be taken against him.

Given under my hand and the seal of the court to-day on 31-1-1977.

V. K. AHUJA,
Sub-Judge 1st Class.

Seal.

NOTICE UNDER ORDER 5, RULE 20 CPC

In the Court of Shri V. K. Ahuja, Sub-Judge, 1st Class,
Hamirpur (H.P.)

CASE NO. 267 OF 1972

Man Singh (Plaintiff) Vs. Sarwan Singh (Defendant)
To

Shrimati Phullan Devi wd/o Sarwan Singh s/o Lehru Ram, caste Rajput, r/o Kodhriyana, Mauza Mehta, Tehsil Hamirpur (Proposed Legal relative of deceased Defendant).

Whereas in the above noted case, it has been proved to the satisfaction of this court that the above noted proposed L. R. of deceased defendant Sarwan Singh can not be served through ordinary way as the notices were issued by this court many times.

Hence a notice under order 5, rule 20 CPC is hereby issued against the above noted proposed L. R. of deceased defendant Sarwan Singh to appear in this Court personally or through an advocate on 21-2-77 at 10.00 A. M. otherwise an *ex parte* proceeding shall be taken against her.

Given under my hand and the seal of the court today on 31-1-77.

V. K. AHUJA
Sub-Judge, 1st class.

Seal.